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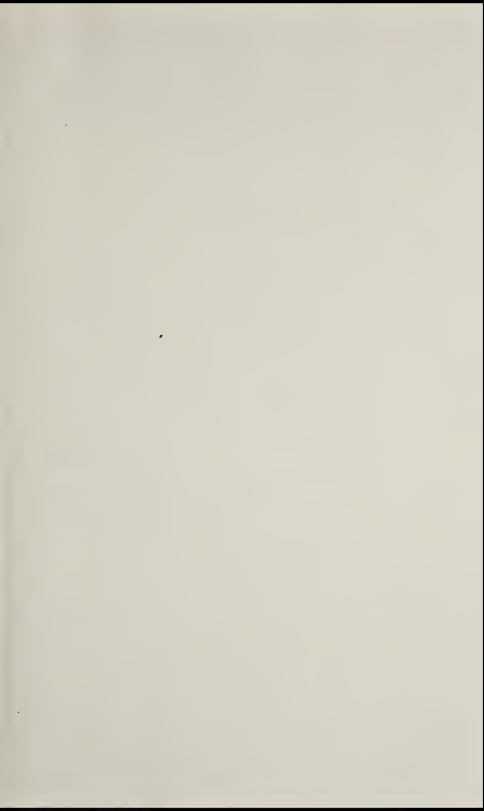
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HEADQUARTERS DEPARTMENT OF THE PLATTE,  
Omaha, Nebraska, January 4th, 1869.

GENERAL ORDERS, }  
No. 1.

The melancholy duty devolves upon the Commanding General of announcing to this command the decease of Brevet Lieutenant Colonel *George Pomeroy*, Paymaster U. S. Army, of pneumonia, at his station in this city, on the 1st inst.

Colonel *Pomeroy* entered the Volunteer service in 1861, in the 1st Minnesota Volunteers, and served with distinction throughout the Peninsula and Maryland campaigns. At Antietam he was carried from the field severely wounded. Conspicuous gallantry won for him promotion from the rank of 2d Lieutenant to that of Lieutenant Colonel. This latter commission he declined in favor of one as Additional Paymaster U. S. Army. In 1866 he was appointed in the Pay Department of the regular army. Faithful, prompt and arduous service in that corps elicited for him the special commendation of his superior officers. For faithful and meritorious services during the war he received the brevet of Lieutenant Colonel.

As a proper token of respect in memory of the deceased, the officers of the Army, stationed in this city, will wear for the period of thirty days the badge of mourning prescribed by the General Regulations for the Army.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

LEWIS

*Aide-de-Camp.*

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101100



## G. C. M.

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1. Private *Joseph Mannington*, Company "D," 30th Infantry.
  2. Private *Michael Dougherty*, Company "D," 30th Infantry.
  3. Corporal *Samuel Denuiston*, Company "E," 30th Infantry.
  4. Hospital Steward *James Strong*, U. S. A.
  5. Private *Michael Breen*, Company "E," 30th Infantry.
  6. *Robert Wheeling*, citizen employee Q. M. Department, U. S. A.
  7. *G. W. Allcorn*, citizen employee Q. M. Department, U. S. A.
  8. *G. J. Hinton*, citizen employee Q. M. Department, U. S. A.
  9. *Frank Anderson*, citizen employee Q. M. Department, U. S. A.
  10. Private *James O'Brien*, Company "K," 2d Cavalry.
  11. Private *William McCormick*, Company "C," 30th Infantry.
  12. Private *James Kirk*, Company "I," 30th Infantry.
  13. Private *Miron L. Krum*, Company "C," 36th Infantry.
  14. Private *Edward Cox*, Company "D," 30th Infantry.
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## HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, January 16th, 1869.*

### GENERAL ORDERS, } No. 2. }

I...Before a General Court Martial which convened at Fort Sanders, W. T., pursuant to Paragraph 4, Special Orders No. 207, series of 1868, from these Headquarters, and of which Brevet Colonel *R. I. Dodge*, Major 30th Infantry, is President, were arraigned and tried:

1st. Private *Joseph Mannington*, Company "D," 30th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

Specification—In: That Private *Joseph Mannington*, Company "D," 30th U. S. Infantry, duly enlisted into the service of the United States, did steal one (1) breech-loading Springfield musket, of the

value of fifty dollars (\$50), and thirty-five (35) rounds of metallic cartridges, of the value of eight dollars and seventy-five cents (\$8.75), or thereabouts, all the property of the United States.

This at Pine Bluffs, W. T., on or about the 21st day of May, 1868.

To which charges, and the specifications thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Joseph Mannington*, Company "D," 30th U. S. Infantry, "to forfeit to the United States all pay and allowances which are or may become due, except just dues of the laundress; to be marked indelibly on his left hip with the letter "D," one and one-half ( $1\frac{1}{2}$ ) inches long, and to be drummed out of the service."

The proceedings, finding and sentence, in the case of Private *Joseph Mannington*, Company "D," 30th Infantry, are approved, the sentence is confirmed and will be executed by the proper commanding officer.

2d. Private *Michael Dougherty*, Company "D," 30th Infantry.

CHARGE—"Absence without leave."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Michael Dougherty*, Company "D," 30th Infantry, "to forfeit to the United States ten dollars (\$10) of his monthly pay for two (2) months, and to be confined at hard labor, in charge of the guard, for same period."

The proceedings, findings and sentence, in the case of Private *Michael Dougherty*, Company "D," 30th Infantry, are approved, the sentence is confirmed and will be executed by the proper commanding officer.

3d. Corporal *Samuel Denniston*, Company "E," 30th Infantry.

CHARGE—"Disorderly conduct, to the prejudice of good order and military discipline."

Specification 1—In: That Corporal *Samuel Denniston*, of Company "E," 30th Infantry, did engage in a fight and create a disturbance in the quarters of Company "E," 30th Infantry.

This at Fort Sanders, W. T., on or about the 25th day of July, 1868.

Specification 2—In: That Corporal *Samuel Denniston*, Company "E," 30th Infantry, did assault and beat and bite the ear of Private *Isidore Berman*, of Company "E," 30th U. S. Infantry.

This at Fort Sanders, W. T., on or about the 25th day of July, 1868.

To which charge, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Corporal *Samuel Denniston*, Company "E," 30th U. S. Infantry, "to be reduced to the rank of a private soldier; to be confined at hard labor, under charge of the guard, for two (2) months, and to forfeit to the United States ten dollars (\$10) of his monthly pay for the same period."

The proceedings, finding and sentence, in the case of Corporal *Samuel Denniston*, Company "E," 30th Infantry, are approved, the sentence is confirmed and will be executed by the proper commanding officer.

4th. Hospital Steward *James Strong*, United States Army.

CHARGE 1—"Absence without leave."

CHARGE 2—"Violation of the 42d Article of War."

Specification—In: That Hospital Steward *James Strong*, U. S. Army, a soldier duly enlisted in the service of the United States, did

without leave from his commanding officer, lie out of his quarters on the night of the 2d day of November, 1868.

This at Fort Sanders, W. T., on or about the dates above specified.

CHARGE 3—"Conduct to the prejudice of good order and military discipline."

Specification—In: That Hospital Steward *James Strong*, U. S. Army, a soldier duly enlisted in the service of the United States, having been ordered by his commanding officer, Brevet Lieutenant Colonel *J. H. Frantz*, Surgeon U. S. Army, not to absent himself from the post without first obtaining his permission, did, without permission, absent himself from his post from about 3 o'clock in the afternoon of the 7th day of November, 1868, until about 10 o'clock in the evening of the same date.

This at Fort Sanders, W. T.

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Hospital Steward *James Strong*, United States Army, "to forfeit to the United States fifteen dollars (\$15) per month of his monthly pay for four (4) months, and to be confined to the limits of the garrison in which he may be serving until the 22d day of January, 1869."

The proceedings, finding and sentence, in the case of Hospital Steward *James Strong*, U. S. A., are approved, the sentence is confirmed and will be executed by the proper commanding officer.

5th. Private *Michael Breen*, Company "E," 30th Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification 1—In: That he, Private *Michael Breen*, Company "E," 30th U. S. Infantry, while under the influence of intoxicating liquor, did in the quarters, and in the presence of his commanding



officer, 2d Lieutenant *L. M. Longshaw*, 30th Infantry, call 1st Sergeant *George Smith*, Company "E," 30th Infantry, insulting and abusive names, to-wit: "You impose on me, Sergeant *Smith*, damn you! you are a thief, damn you! you stole twelve dollars and fifty cents (\$12.50) from me at Sidney Barracks, and I can prove it."

This at Fort Sanders, W. T., on or about the 3d day of December, 1868.

Specification 2—In: That he, Private *Michael Breen*, Company "E," 30th U. S. Infantry, having been ordered by his company commander, 2d Lieutenant *L. M. Longshaw*, 30th U. S. Infantry, to leave his (Lieutenant *Longshaw's*) quarters immediately, did refuse to obey said order, until forcibly ejected by 1st Sergeant *George Smith*, Company "E," 30th U. S. Infantry.

This at Fort Sanders, W. T., on or about the 3d day of December, 1868.

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Michael Breen*, Company "E," 30th U. S. Infantry, "to forfeit to the United States ten dollars (\$10) of his monthly pay for three (3) months, and to be confined at hard labor, in charge of the guard, for the same period."

The proceedings, finding and sentence, in the case of Private *Michael Breen*, Company "E," 30th Infantry, are approved, the sentence is confirmed and will be executed by the proper commanding officer.

6th. *Robert Wheeling*, a citizen employee in Q. M. Department.

CHARGE—"Disobedience to orders."

Specification 1—In: That *Robert Wheeling*, a citizen duly employed and in the hire of the Quartermaster's Department of the United States Army, as wagon-master, having been ordered by Lieuten-

ant *John S. Bishop*, 30th Infantry, U. S. A., his commanding officer, to camp and park his wagon train, at a place selected by said Lieutenant *Bishop*, did wilfully refuse to obey said order, and did camp and park his train at a place other than that selected as aforesaid.

This at Cheyenne Pass, W. T., on or about the 4th day of November, 1868.

Specification 2—In: That *Robert Wheeling*, a citizen duly employed and in the hire of the Quartermaster's Department of the United States Army, as wagon-master, having been ordered by Lieutenant *John S. Bishop*, 30th Infantry, his commanding officer, not to allow the animals of his wagon train to run loose, but to keep them tied up, did wilfully refuse to obey said order, and did allow his animals to run loose, thereby endangering their safety.

This at Cheyenne Pass, W. T., on or about the 4th day of November, 1868.

ADDITIONAL CHARGE—"Abuse of public animals, to the prejudice of good order and military discipline."

Specification 1—In: That *Robert Wheeling*, a citizen employed in the Quartermaster's Department, U. S. A., having in charge a lot of mules, thirty-two (32), the property of the United States, did by gross neglect, over driving and ill treatment, cause the death of one (1) of said mules.

This while *en route* from Fort D. A. Russell, W. T., to Fort Sanders, W. T., on or about the 13th November, 1868.

Specification 2—In: That *Robert Wheeling*, a citizen employed in the Quartermaster's Department, U. S. A., did by gross neglect, over riding and the ill treatment of a horse, the property of the United States, so far injure said horse as to render him sick and unfit for service.

This while *en route* from Fort D. A. Russell, W. T., to Fort Sanders, W. T., on or about the 13th day of November, 1868.

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification, 1st charge—"Guilty."

Of the 2d specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the 1st specification, 1st additional charge—"Not Guilty."

Of the 2d specification, 1st additional charge—"Not Guilty."

Of the 1st additional charge—"Not Guilty,"

and does therefore sentence him, *Robert Wheeling*, a citizen employee of the Quartermaster's Department United States Army, "to forfeit to the United States all pay and allowances that are or may become due; to be confined at hard labor, in charge of the guard, with a ball weighing eighteen (18) pounds, attached by a chain five (5) feet long, to right leg, for four (4) months, and at the expiration of that time to be discharged the service of the United States and forever debarred from holding any place of trust or profit under the military authority of this Department."

The proceedings, findings and sentence, in the case of *Robert Wheeling*, a citizen employee in the Quartermaster's Department, are approved, the sentence is confirmed and will be carried into effect. The post guard-house at Fort Sanders, W. T., is designated as the place of his confinement.

7th. *G. W. Allcorn*, a citizen employee in Q. M. Department.

CHARGE—"Disobedience to orders."

Specification 1—In: That *G. W. Allcorn*, a citizen duly employed and in the hire of the Quartermaster's Department of the United States Army, as wagon-master, having been ordered by Lieutenant *John S. Bishop*, 30th Infantry, his commanding officer, to camp and park his wagon train at a place selected by Lieutenant *Bishop*, did wilfully refuse to obey said order, and did camp and park his train at a place other than that selected as aforesaid.

This at Cheyenne Pass, W. T., on or about the 4th day of November, 1868.

Specification 2—In: That *G. W. Allcorn*, a citizen employed and

in the hire of the Quartermaster's Department of the United States Army, as wagon-master, having been ordered by Lieutenant *John S. Bishop*, 30th Infantry, his commanding officer, not to allow the animals of his wagon train to run loose, but to keep them tied up, did wilfully refuse to obey said order, and did allow his animals to run loose, thereby endangering their safety.

This at Cheyenne Pass, W. T., on or about the 4th day of November, 1868.

To which charge, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, *G. W. Allcorn*, a citizen employee of the Quartermaster's Department United States Army, "to forfeit to the United States all pay and allowances that are or may become due; to be confined at hard labor, in charge of the guard, with a ball weighing eighteen (18) pounds, attached by a chain five (5) feet long, to right leg, for four (4) months, and at the expiration of that time to be discharged the service of the United States and forever debarred from holding any place of trust or profit under the military authority of this Department."

The proceedings, finding and sentence, in the case of *George W. Allcorn*, citizen employee in the Quartermaster's Department, are approved, the sentence is confirmed and will be carried into effect. The post guard-house at Fort Sanders, W. T., is designated as the place of his confinement.

8th. *G. J. Hinton*, a citizen employee in Q. M. Department.

CHARGE—"Disobedience to orders."

Specification 1—In: That *G. J. Hinton*, a citizen duly employed and in the hire of the Quartermaster's Department of the United States Army, as wagon-master, having been ordered by Lieutenant *John S. Bishop*, 30th Infantry, his commanding officer, to camp and park his wagon train at a place selected by Lieutenant *Bishop*, did

wilfully refuse to obey said order, and did camp and park his train at a place other than that selected as aforesaid.

This at Cheyenne Pass, W. T., on or about the 4th day of November, 1868.

Specification 2—In: That *G. J. Hinton*, a citizen employed and in the hire of the Quartermaster's Department of the United States Army, as wagon-master, having been ordered by Lieutenant *John S. Bishop*, 30th Infantry, his commanding officer, not to allow the animals of his wagon train to run loose, but to keep them tied up, did wilfully refuse to obey said order, and did allow his animals to run loose, thereby endangering their safety.

This at Cheyenne Pass, W. T., on or about the 4th day of November, 1868.

To which charge, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, *G. J. Hinton*, a citizen employee of the Quartermaster's Department U. S. Army, "to forfeit to the United States all pay and allowances that are or may become due; to be confined at hard labor, in charge of the guard, with a ball weighing eighteen (18) pounds, attached by a chain five (5) feet long, to right leg, for six (6) months, and at the expiration of that time to be discharged the service of the United States and forever debarred from holding any place of trust or profit under the military authority of this Department."

The proceedings, finding and sentence, in the case of *G. J. Hinton*, citizen employee in the Quartermaster's Department, are approved, the sentence is confirmed and will be carried into effect. The post guard-house at Fort Sanders, W. T., is designated as the place of his confinement.

9th. *Frank Anderson*, a citizen employee in Q. M. Department.

CHARGE—"Inciting to Mutiny."

Specification—In: That *Frank Anderson*, a citizen employee of

the Quartermaster's Department of the United States Army, did endeavor to incite and provoke a mutiny among the citizen teamsters belonging to wagon trains in charge of Lieutenant *John S. Bishop*, 30th Infantry, while *en route* to Fort D. A. Russell, W. T., and using the following mutinous language: "We are strong enough to prevent them taking the train from us," or words to that effect, meaning the guard of the train who had been ordered to take charge of it, after the teamsters had refused obedience to the orders of Lieutenant *Bishop*, and did also say: "For two cents I would shoot the \* \* of an officer, (meaning Lieutenant *Bishop*), and if he says another word I will do it," or words to that effect, at the same time placing his hand on his pistol.

This at Cheyenne Pass, W. T., on or about the 4th day of November, 1868.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, *Frank Anderson*, a citizen employee in Quartermaster's Department U. S. Army.

The proceedings, finding and acquittal, in the case of *Frank Anderson*, citizen employee in the Quartermaster's Department, are approved. Citizen employee *Frank Anderson* will be at once released from confinement.

10th. Private *James O'Brien*, Company "K," 2d Cavalry.

CHARGE 1—"Selling his Arms."

Specification—In: That Private *James O'Brien*, Company "K," 2d U. S. Cavalry, did sell or improperly dispose of one (1) Colt's Army revolver, the property of the United States, issued to him for use.

This at or near Cooper Creek Station, Wyoming Territory, on or about the 10th day of October, 1868.

CHARGE 2—"Selling his clothes."

Specification—In: That Private *James O'Brien*, Company "K," 2d U. S. Cavalry, did sell or improperly dispose of his great coat and blanket, clothing issued to him for his use.

This at or near Cooper Creek Station, Wyoming Territory, on or about the 10th day of October, 1868.

CHARGE 3—"Drunk on duty."

Specification—In: That Private *James O'Brien*, Company "K," 2d U. S. Cavalry, while on duty on detached service, was found drunk on said duty."

This at or near Cooper Creek Station, Wyoming Territory, on or about the 10th day of October, 1868.

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *James O'Brien*, Company "K," 2d U. S. Cavalry.

The proceedings, finding and acquittal, in the case of Private *James O'Brien*, Company "K," 2d Cavalry, are approved. Private *O'Brien* will be released from confinement and restored to duty.

11th. Private *William McCormick*, Company "C," 30th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *William McCormick*, Company "C," 30th U. S. Infantry, "to forfeit to the United States all pay and allowances now or that may become due, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half ( $1\frac{1}{2}$ ) inches long, and ten (10) days thereafter to have his head shaved and be drummed out of the service."

The proceedings, finding and sentence, in the case of Private *William McCormick*, Company "C," 30th Infantry, are approved, the sentence is confirmed and will be executed by the proper commanding officer.

12th. Private *James Kirk*, Company "I," 30th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *James Kirk*, of Company "I," 30th U. S. Infantry, "to forfeit to the United States all pay and allowances now or that may become due, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half ( $1\frac{1}{2}$ ) inches long, and ten (10) days thereafter to have his head shaved, and be drummed out of the service."

The proceedings, finding and sentence, in the case of Private *James Kirk*, Company "I," 30th Infantry, are approved, the sentence is confirmed and will be executed by the proper commanding officer,

13th. Private *Miron L. Krum*, Company "C," 36th Infantry.

CHARGE—"Desertion,"

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Miron L. Krum*, of Company "C," 36th U. S. Infantry, "to forfeit the United States all pay and allowances now or that may become due, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half ( $1\frac{1}{2}$ ) inches long, and ten (10) days thereafter to have his head shaved, and be drummed out of the service."



The proceedings and finding in the case of Private *Miron L. Krum*, Company "C," 36th Infantry, are approved, the sentence is approved, but on the recommendation of the members of the Court, based on the fact that the prisoner has had both feet frozen off, is mitigated to dishonorable discharge with loss of all pay and allowances due, or to become due, and as modified will be executed by the proper commanding officer.

14th. Private *Edward Cox*, Company "D," 30th Infantry.

CHARGE 1—"Conduct to the prejudice of good order and military discipline."

Specification—In: That he, Private *Edward Cox*, Company "D," 30th Regiment U. S. Infantry, a member of the post guard at Fort Sanders, W. T., duly mounted as a sentry, did quit his musket, propping it up against a building.

This at Fort Sanders, W. T., on or about the 2d day of December, 1868.

CHARGE 2—"Disobedience of orders."

Specification 1—In: That he, Private *Edward Cox*, Company "D," 30th U. S. Infantry, after having been ordered by 2d Lieutenant *Longshaw*, 30th Infantry, officer of the guard, to challenge all parties approaching his post with his piece at "arms port," did disobey said order and challenge said 2d Lieutenant *Longshaw* with his piece at "carry arms," and when asked why he did so, replied "all the officers of the 30th told me to do so, and I have been in the regiment nigh on a three years," or words to that effect.

This at Fort Sanders, W. T., on or about the 2d day of December, 1868.

Specification 2—In: That he, Private *Edward Cox*, Company "D," 30th U. S. Infantry, did allow a relief to advance on his post without halting the relief, and advancing the non-commissioned officer of the same to be recognized, contrary to express orders given by 2d Lieutenant *Longshaw*, 30th Infantry, officer of the guard, and when asked why he did so, replied, "the officers of the regiment told

me to do so, and they tell a different yarn every time," or words to that effect.

This at Fort Sanders, W. T., on or about the 2d day of December, 1868.

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the 1st specification, 2d charge—"Not Guilty."

To the 2d specification, 2d charge—"Guilty."

To the 2d charge—"Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Edward Cox*, of Company "D," 30th U. S. Infantry, "to forfeit to the United States ten dollars (\$10) of his monthly pay for one (1) month."

The proceedings and finding in the case of Private *Edward Cox*, Company "D," 30th Infantry, are approved, the sentence is confirmed and will be executed, but is considered too mild for the offense of which the Court finds the prisoner guilty.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*

## G. C. M.

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1. Private *George Shallenberger*, Company "K," 36th Infantry.
  2. Private *Martin Glenning*, Company "K," 36th Infantry.
  3. Private *George Karmine*, Company "G," 36th Infantry.
  4. Private *George Redline*, Company "G," 36th Infantry.
  5. Sergeant *E. B. Shepherd*, Company "C," 36th Infantry.
  6. Private *Edward Artee*, Company "C," 36th Infantry.
  7. Private *Samuel E. Fort*, Company "G," 36th Infantry.
  8. Private *James Barnett*, Company "G," 36th Infantry.
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### HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, January 22d, 1869.*

#### GENERAL ORDERS, } No. 3. }

I...Before a General Court Martial, which convened at Camp Douglas, U. T., pursuant to Paragraph 1, Special Orders No. 211, series of 1868, from these Headquarters, and of which Brevet Lieutenant Colonel *W. H. Lewis*, Major 36th Infantry, is President, were arraigned and tried:

1st. Private *George Shallenberger*, Company "K," 36th Infantry.

CHARGE—"Sentinel sleeping on post."

Specification—In: That *George Shallenberger*, Private Company "K," 36th U. S. Infantry, being duly posted as a sentinel, was found sleeping on his post.

This at Camp Douglas, U. T., between the hours of 12 M and 1 A. M., on or about the night of the 16th October, 1868.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds

the accused "Guilty," as charged, and does therefore sentence him, Private *George Shallenberger*, Company "K," 36th U. S. Infantry, "to forfeit to the United States ten dollars (\$10) per month of his monthly pay for four (4) months, and to be confined at hard labor, under the charge of the guard at the post where his company may be serving, for the same period."

The proceedings, finding and sentence, in the case of Private *George Shallenberger*, Company "K," 36th Infantry, are approved, but upon the recommendation of the members of the Court, the sentence is mitigated to forfeiture of his pay, ten dollars (\$10) per month, for two (2) months, and to be confined at hard labor, in charge of the guard, for the same period, and, as modified, will be executed by the proper commanding officer.

2d. Private *Martin Glenning*, Company "K," 36th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature consideration, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Martin Glenning*, Company "K," 36th U. S. Infantry, "to forfeit to the United States all pay and allowances now due or that may become due, except the just dues of the laundress; to be branded with a letter "D," one and one-half ( $1\frac{1}{2}$ ) inches long, on the left hip; to be confined under charge of the guard, at hard labor, for thirty (30) days; to be dishonorably discharged; to have his head shaved, and be drummed out of the service."

The proceedings, finding and sentence, in the case of Private *Martin Glenning*, Company "K," 36th Infantry, are approved. So much of the sentence as requires that the prisoner shall be branded, is remitted, the remainder of the sentence will be executed by the proper commanding officer.

3d. Private *George Karmine*, Company "G," 36th Infantry.

CHARGE 1—"Behaving disorderly in quarters, in violation of the 54th Article of War."

Specification—In: That Private *George Karmine*, Company "G," 36th U. S. Infantry, did enter the company quarters of Company "G," 36th U. S. Infantry on the morning of the 20th of August, 1868, in a boisterous manner, at the same time using profane and obscene language and offering to fight; at the same time seizing Private *Gower*, of same company, throwing him down, beating and abusing him without provocation.

This at Camp Douglas, U. T.

CHARGE 2—"Offering violence to a non-commissioned officer executing his office, to the prejudice of good order and military discipline."

Specification—In: That Private *George Karmine*, Company "G," 36th U. S. Infantry, did raise a musket to strike Sergeant *John W. Hall*, Company "G," 36th Infantry, Sergeant *Hall* being at the time in the execution of his office in quelling a disturbance and riot in the company quarters.

This at Camp Douglas, U. T., August 20th, 1868.

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

and does therefore sentence him, Private *George Karmine*, Company "G," 36th U. S. Infantry, "to forfeit ten dollars (\$10) of his monthly pay for one (1) month, and to be confined at hard labor, under charge of the guard, for the same period."

The proceedings, finding and sentence, in the case of Private *George*

*Karmine*, Company "G," 36th Infantry, are approved and confirmed, and the sentence will be executed by the proper commanding officer.

4th. Private *George Redline*, Company "G," 36th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In: That Private *George Redline*, Company "G," 36th U. S. Infantry, did assault Private *John Casey*, Company "D," 36th U. S. Infantry, without cause or provocation, and did inflict a serious knife wound upon the throat of the said Private *John Casey*, Company "D," 36th U. S. Infantry, with the intention of taking his life.

This at Camp Douglas, U. T., on or about the 19th day of November, 1868.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *George Redline*, Company "G," 36th U. S. Infantry, "to forfeit to the United States all pay and allowances that are or may become due, except the just dues of the laundress, and to be confined at hard labor, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six feet long, under charge of the guard at the post where his company may be serving, for one (1) year, at the expiration of which time to be dishonorably discharged from the United States service."

The proceedings, finding and sentence, in the case of Private *George Redline*, Company "G," 36th Infantry, are approved, the sentence is confirmed and will be executed by the proper commanding officer.

5th. Sergeant *E. B. Shepherd*, Company "C," 36th Infantry.

CHARGE—"Wrongfully and knowingly disposing of subsistence

stores and forage, furnished to be used in the military service of the United States."

Specification 1—In: That Sergeant *E. B. Shepherd*, Company "C," 36th U. S. Infantry, a person in the land force of the United States, in charge of subsistence stores, the property of the United States, to be delivered at Weber Station, U. T., did wrongfully and knowingly dispose of a part of said subsistence stores, consisting of the following-named articles or thereabout, viz: Eighty pounds of brown sugar; forty pounds of beans; one hundred pounds of coffee; fifty pounds of bacon.

This while *en route* between Camp Douglas, U. T., and Weber Station, U. T., on or about March 24, 1868.

Specification 2—In: That Sergeant *E. B. Shepherd*, Company "C," 36th U. S. Infantry, a person in the land force of the United States, in charge of supplies from Camp Douglas, U. T., to Fort Bridger, U. T., did wrongfully and knowingly dispose of four (4) sacks of grain containing three hundred (300) pounds, more or less, the same being the property of the United States, and in his charge.

This at or near Bear River, U. T., on or about June 16th, 1868.

To which charge, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty," except the words "from Camp Douglas, U. T., to Fort Bridger, U. T."

Of the charge—"Guilty,"

and does therefore sentence him, Sergeant *E. B. Shepherd*, Company "C," 36th U. S. Infantry, "to be reduced to the ranks as a private soldier; to forfeit all pay and allowances that are or may become due him, except the just dues of the laundress; to be confined at hard labor, under charge of the guard at the post where his company may be serving, for the remainder of his enlistment, (until March 5, 1869),

and at the expiration of his term of service to be dishonorably discharged."

The proceedings, finding and sentence, in the case of Sergeant *E. B. Shepherd*, Company "C," 36th Infantry, are approved, the sentence is confirmed and will be executed by the proper commanding officer.

6th. Private *Edward Artee*, Company "C," 36th Infantry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification—In: That Private *Edward Artee*, Company "C," 36th U. S. Infantry, being posted as a sentinel over the government work shops at Camp Douglas, did feloniously steal, or aid and abet in stealing, two log chains and three fifth chains, the property of the United States.

This at Camp Douglas, Utah Territory, on the night of the 9th of October, 1868.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *Edward Artee*, Company "C," 36th U. S. Infantry.

The proceedings, finding and acquittal, in the case of Private *Edward Artee*, Company "C," 36th Infantry, are approved. Private *Artee* will be released from confinement and restored to duty.

7th. Private *Samuel E. Fort*, Company "G," 36th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him,



Private *Samuel E. Fort*, Company "G," 36th Infantry, "to forfeit all pay and allowances that are or may become due, except the just dues of the laundress; to be branded with a letter "D," one and one-half ( $1\frac{1}{2}$ ) inches long, on the left hip; to be confined at hard labor, under charge of the guard at the post where his company may be serving, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long, for thirty (30) days: to be dishonorably discharged, have his head shaved, and be drummed out of service."

The proceedings and finding, in the case of Private *Samuel E. Fort*, Company "G," 36th Infantry, are approved and confirmed. So much of the sentence as inflicts branding is disapproved. The remainder of the sentence is approved and confirmed, but on the recommendation of the members of the Court, based on the mental imbecility of the prisoner, is mitigated to dishonorable discharge from the service of the United States, with loss of all pay and allowances except twenty dollars (\$20), and, as modified, will be executed by the proper commanding officer.

8th. Private *James Barnett*, Company "G," 36th Infantry.

CHARGE—"Perjury, to the prejudice of good order and military discipline."

Specification—In: That Private *James Barnett*, Company "G," 36th U. S. Infantry, having been duly sworn according to law, by the Judge Advocate of the General Court Martial, convened by Special Orders No. 211, Headquarters Department of the Platte, Omaha, Nebraska, December 1st, 1868, did knowingly, wilfully and falsely swear in the case of Private *George Redline*, Company "G," 36th U. S. Infantry, that he, (*James Barnett*), did not know anything of *Casey*, Company "D," being stabbed, only what he heard whilst in Company "C" quarters; that he did not know *Casey* was stabbed while he was talking with him; that no disturbance of any kind occurred while he was talking with *Casey*: that *Casey* was not struck while he was talking with him; and in reply to the question, "how near was to you the man when he commenced running?" he knowingly, wilfully and falsely swore, "about two rods."

This at Camp Douglas, U. T., on or about the 15th day of December, 1868.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *James Barnett*, Company "G," 36th Infantry, "to be dishonorably discharged from the service of the United States; to forfeit all pay and allowances that are or may become due him, except the just dues of the laundress; to be confined at hard labor, under charge of the guard at some post to be designated by the Department Commander, for the period of one (1) year."

The proceedings, finding and sentence, in the case of Private *James Barnett*, Company "G," 36th Infantry, are approved, the sentence is confirmed and will be executed by the proper commanding officer. Camp Douglas, Utah Territory, is designated as the place of confinement.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*

## G. C. M.

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1. Private *John Foley*, Company "G," 4th Infantry.
  2. Private *John Foley*, Company "G," 4th Infantry.
  3. Private *William H. Russell*, Company "K," 4th Infantry.
  4. Private *John Wunch*, Company "D," 4th Infantry.
  5. Private *Patrick McDonald*, Company "H," 4th Infantry.
  6. Private *John Green*, Company "B," 4th Infantry.
  7. Private *James Heirey*, Company "B," 4th Infantry.
  8. Private *Nicholas E. Kindred*, Company "B," 4th Infantry.
  9. Private *Robert Fisher*, Company "B," 4th Infantry.
  10. Private *Edward Hesse*, Company "F," 4th Infantry.
  11. Private *James Murphy*, Company "H," 4th Infantry.
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### HEADQUARTERS DEPARTMENT OF THE PLATTE,

*Omaha, Nebraska, January 25th, 1869.*

#### GENERAL ORDERS, } No. 4. }

1...Before a General Court Martial, which convened at Fort Laramie, W. T., pursuant to Paragraph 2, Special Orders No. 209, series of 1868, from these Headquarters, and of which Brevet Major *A. B. Cain*, Captain 4th Infantry, is President, were arraigned and tried:

1st. Private *John Foley*, Company "G," 4th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *John Foley*, Company "G," 4th U. S. Infantry, "to forfeit all pay and allowances to the United States that are now due or that may become due him, except the just dues of the laun-

dress; to be confined at hard labor, under charge of the guard, for six (6) months, wearing a chain six (6) feet in length, attached to his left leg with a ball weighing twenty-four (24) pounds, attached thereto."

The proceedings, finding and sentence, in the case of Private *John Foley*, Company "G," 4th Infantry, are approved, the sentence is confirmed and will be executed by the proper commanding officer.

2d. Private *John Foley*, Company "G," 4th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *John Foley*, Company "G," 4th U. S. Infantry, "to be confined at hard labor, in charge of the guard, for the period of six (6) months, wearing a chain six (6) feet long, attached to his left leg, with a twenty-four (24) pound ball attached thereto; to forfeit all pay and allowances due or to become due him, except the just dues of the laundress; ten (10) days before the expiration of his term of confinement to be indelibly marked with the letter "D," three (3) inches long, on his left hip; to have his head shaved and to be dishonorably discharged and drummed out of the service of the United States."

The proceedings, finding and sentence, in the case of Private *John Foley*, Company "G," 4th Infantry, are approved, the sentence is confirmed and will be executed by the proper commanding officer.

3d. Private *William H. Russell*, Company "K," 4th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature consideration, confirms the plea of the

accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *William H. Russell*, Company "K," 4th U. S. Infantry, "to be confined at hard labor, under charge of the guard, for the period of six (6) months, wearing a twenty-four (24) pound ball attached to his left leg by a chain six (6) feet long, after which to be indelibly marked on the left hip with the letter "D," one and one-half inches in length, and ten (10) days thereafter to have his head shaved, to be dishonorably discharged, and drummed out of the service."

The proceedings, finding and sentence, in the case of Private *William H. Russell*, Company "K," 4th Infantry, are approved, the sentence is confirmed and will be executed by the proper commanding officer.

4th. Private *John Wunch*, Company "D," 4th Infantry.

CHARGE—"Drunk on duty."

Specification—In: That Private *John Wunch*, Company "D," 4th Infantry, being on duty as member of the post guard at Fort Laramie, Wyoming Territory, was found drunk on said duty.

This at Fort Laramie, Wyoming Territory, on or about the 14th day of November, 1868.

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *John Wunch*, Company "D," 4th U. S. Infantry, "to be confined at hard labor, in charge of the guard, for four (4) months, the first fourteen (14) days of each month in solitary confinement on bread and water."

The proceedings and finding, in the case of Private *John Wunch*, Company "D," 4th Infantry, are approved, the sentence is approved, but on the recommendation of the members of the Court, is mitigated to confinement at hard labor, in charge of the guard, for one month,

the second seven days to be solitary confinement on bread and water diet, and, as modified, will be executed by the proper commanding officer.

5th. Private *Patrick McDonald*, Company "H," 4th Infantry.

CHARGE—"Drunk on duty."

Specification—In: That Private *Patrick McDonald*, Company "H," 4th U. S. Infantry, being on duty as member of the post guard at Fort Laramie, Wyoming Territory, was found drunk on said duty.

This at Fort Laramie, Wyoming Territory, on or about the 14th day of November, 1868.

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Patrick McDonald*, Company "H" 4th U. S. Infantry, "to be confined in charge of the guard for four (4) months, the first fourteen (14) days of each month to be in solitary confinement on bread and water."

The proceedings and finding, in the case of Private *Patrick McDonald*, Company "H," 4th Infantry, are approved, the sentence is approved, but on the recommendation of the members of the Court, is mitigated to confinement at hard labor, in charge of the guard, for one month, the second seven days to be solitary confinement on bread and water diet, and, as modified, will be executed by the proper commanding officer.

6th. Private *John Green*, Company "B," 4th Infantry.

CHARGE—"Leaving his post before he was regularly relieved," (46th Article of War.)

Specification—In: That Private *John Green*, Company "B," 4th Infantry, having been duly posted as a sentinel, did leave his post between the hours of 6 and 7 P. M., before he was regularly relieved.

This at Fort Laramie, Wyoming Territory, on or about the 6th day of November, 1868.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *John Green*, Company "B," 4th U. S. Infantry, "to forfeit to the United States twelve dollars (\$12) per month of his monthly pay for six (6) months, and to be confined at hard labor, under charge of the guard, for three (3) months."

The proceedings, finding and sentence, in the case of Private *John Green*, Company "B," 4th Infantry, are approved, the sentence is confirmed and will be executed by the proper commanding officer.

7th. Private *James Heirey*, Company "B," 4th Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this: That he, the said Private *James Heirey*, Company "B," 4th Infantry, being on duty with a detachment of the 4th Infantry, under the command of Lieutenant *True*, 4th Infantry, at Cold Springs, W. T., and having received permission from said Lieutenant *True* to absent himself from the morning of the 13th until the morning of the 14th of November, 1868, for the purpose of visiting Fort Laramie, W. T., did, in violation of the intent and spirit of said leave, visit a whiskey ranche some miles from the post.

This on or about the 14th day of November, 1868, at or near Fort Laramie, W. T.

Specification 2—In this: That he, the said Private *James Heirey*, Company "B," 4th Infantry, being a member of a detachment on duty under 2d Lieutenant *True*, 4th Infantry, at Cold Springs, W. T., and having been entrusted by the said Lieutenant *True* with a horse, saddle and bridle, valued at about one hundred and fifty dol-

lars (\$150), for the purpose of visiting Fort Laramie, (ten miles distant), did through gross neglect and design, fail, and has hitherto failed to return said horse and equipments, or the value thereof.

This at or near Fort Laramie, W. T., on or about the 13th or 14th of November, 1868.

Specification 3—In this: That he, the said Private *James Heirey*, Company "B," 4th Infantry, being a member of the detachment on duty under Lieutenant *True*, at Cold Springs, W. T., and having absented himself without leave, as alleged in the 1st specification to the 1st charge, did appear at the post of Fort Laramie in a drunken condition.

This at Fort Laramie, W. T., on or about the 14th day of November, 1868.

Specification 4—In this: That he, the said Private *James Heirey*, Company "B," 4th Infantry, being a member of the detachment on duty under Lieutenant *True*, at Cold Springs, W. T., and having absented himself without leave, as set forth in the 1st specification to charge 1st, did, in violation of the provisions of Circular No. 1, dated on the 1st day of November, 1868, at Fort Laramie, W. T., introduce into the garrison of Fort Laramie three (3) bottles of spirituous liquor.

This on or about the 14th day of November, 1868, at Fort Laramie, W. T.

CHARGE 3—"Breach of trust, to the prejudice of good order and military discipline."

Specification—In this: That he, the said Private *James Heirey*, of Company "B," 4th Infantry, being a member of a detachment on duty under 2d Lieutenant *True*, 4th Infantry, at Cold Springs, W. T., and having been entrusted by said Lieutenant *True* with a horse, saddle and bridle, valued at about one hundred and fifty dollars (\$150), the property of the United States, for the purpose of visiting for one (1) day Fort Laramie, (ten miles distant from his detachment), did unlawfully sell or otherwise dispose of said horse and equipments, to the detriment of the United States, about one hundred and fifty dol-



lars (\$150), as he has not hitherto returned said horse and equipments, or any of them, or the value thereof.

This at or near Fort Laramie, on or about the 13th and 14th of November, 1868.

To which charges, and the specifications thereto, the accused pleaded as follows:

To the 1st specification, 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the 1st specification, 2d charge—"Not Guilty."

To the 2d specification, 2d charge—"Not Guilty."

To the 3d specification, 2d charge—"Not Guilty."

To the 4th specification, 2d charge—"Guilty."

To the 2d charge—"Not Guilty."

To the specification, 3d charge—"Not Guilty."

To the 3d charge—"Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the 1st specification, 2d charge—"Not Guilty."

Of the 2d specification, 2d charge—"Guilty," except the words "valued at about one hundred and fifty dollars (\$150)," and "design."

Of the 3d specification, 2d charge—"Guilty."

Of the 4th specification, 2d charge—confirms his plea and finds him "Guilty."

Of the 2d charge—"Guilty."

Of the specification, 3d charge—"Not Guilty."

Of the 3d charge—"Not Guilty,"

and does therefore sentence him, Private *James Heirey*, Company "B," 4th Infantry, "to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the period of six (6) months, and to be confined at hard labor, under charge of the guard, for one (1) month."

The proceedings, finding and sentence, in the case of Private *James H-irey*, Company "B," 4th Infantry, are approved, the sentence is confirmed and will be executed by the proper commanding officer.

8th. Private *Nicholas E. Kindred*, Company "B," 4th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," with the exception of the words, "taking his arms and accoutrements, and four (4) prisoners placed under his charge."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Nicholas E. Kindred*, Company "B," 4th U. S. Infantry, "to forfeit to the United States twelve dollars (\$12) per month of his monthly pay, for the period of twelve (12) months, and to be confined under charge of the guard at hard labor for the same period, wearing a ball weighing twenty-four (24) pounds, attached to his left leg, by a chain six (6) feet long, then to have his head shaved, and be dishonorably discharged and drummed out of the service."

The proceedings, finding and sentence, in the case of Private *Nicholas E. Kindred*, Company "B," 4th Infantry, are approved, the sentence is confirmed and will be executed by the proper commanding officer.

9th. Private *Robert Fisher*, Company "B," 4th Infantry.

CHARGE—"Desertion," (20th Article of War.)

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature consideration, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Robert Fisher*,

Company "B," 4th Infantry, "to be confined at hard labor, under charge of the guard, for three (3) months, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for twelve (12) months."

The proceedings, finding and sentence, in the case of Private *Robert Fisher*, Company "B," 4th Infantry, are approved, the sentence is confirmed and will be executed by the proper commanding officer.

10th. Private *Edward Hesse*, Company "F," 4th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Leaving his post as sentinel before he was regularly relieved."

Specification—In: That Private *Edward Hesse*, Company "F," 4th U. S. Infantry, a member of the post guard, and in charge of prisoner Private *Brown*, "M" Company, 2d U. S. Cavalry, did desert his guard, taking said prisoner with him, and remain absent until apprehended on or about the 14th day of November, 1868.

This at Fort Sedgwick, C. T., on or about the 11th day of February, 1868.

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Edward Hesse*, Company "F," 4th Infantry, "to be confined at hard labor, under charge of the guard, for six (6) months, and to forfeit to the United States fourteen dollars (\$14) per month of his monthly pay for the same period, wearing a twenty-four (24) pound ball, attached to his left leg by a chain six (6) feet in length, and four-

teen (14) days before the expiration of the aforesaid sentence to be indelibly marked on the left hip with the letter "D," one and one-half ( $1\frac{1}{2}$ ) inches in length; at the expiration of the sentence to have one-half ( $\frac{1}{2}$ ) of his head shaved; to be dishonorably discharged, and drummed out of the service of the United States."

The proceedings, finding and sentence, in the case of Private *Edward Hesse*, Company "F," 4th Infantry, are approved, the sentence is confirmed and will be executed by the proper commanding officer.

11th. Corporal, (now Private), *James Murphy*, Company "H," 4th Infantry.

CHARGE 1—"Drunkenness, to the prejudice of good order and military discipline."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification 1—In: That Corporal *James Murphy*, (now a Private) of Company "H," 4th Infantry, was disorderly, when ordered by company Quartermaster Sergeant *William Hawley* to be quiet and take his seat at the mess table, did refuse to obey.

This on or about the 29th day of July, 1868, at Fort Laramie, D. T.

Specification 2—In: That Corporal *James Murphy*, (now a Private) of Company "H," 4th Infantry, when approached by company Quartermaster Sergeant *William Hawley*, Company "H," 4th Infantry, for the purpose of enforcing his, (Sergeant *Hawley's*) order, did strike at Sergeant *Hawley* and resist him, the said company Quartermaster Sergeant *William Hawley*, being in the execution of his office.

This at Fort Laramie, D. T., on or about the 29th day of July, 1868.

CHARGE 3—"Breach of arrest, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the 1st specification, 2d charge—"Not Guilty."

To the 2d specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

To the 3d charge, and specification—"In bar of trial;" that he had been already sufficiently punished for the offense in having been reduced to the ranks therefor.

The Court, upon due deliberation, admitted the plea, and set aside the 3d charge and its specification.

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the 1st specification, 2d charge—"Guilty."

Of the 2d specification, 2d charge—"Guilty."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private (late Corporal) *James Murphy*, Company "H," 4th Infantry, "to be confined at hard labor, under charge of the guard, for four (4) months, and to forfeit to the United States twelve dollars (\$12) per month of his monthly pay for the same period."

The proceedings, finding and sentence, in the case of Private *James Murphy*, Company "H," 4th Infantry, are approved, the sentence is confirmed and will be executed by the proper commanding officer.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*



## G. C. M.

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1. Private *William Brown*, (1st), Company "A," 18th Infantry.
  2. Private *James Curl*, Company "C," 18th Infantry.
  3. Private *Able Cox*, Company "F," 2d Cavalry.
  4. Private *Thomas Dougherty*, Company "G," 18th Infantry.
  5. Private *Frederick A. Hobert*, Company "H," 2d Cavalry.
  6. Sergeant *Timothy J. Dwier*, Company "B," 18th Infantry.
  7. Private *Redmond Cody*, Company "A," 2d Cavalry.
  8. Sergeant *Gilbert Tye*, Company "G," 2d Cavalry.
  9. Private *John Leonard*, Company "G," 18th Infantry.
  10. *John Kehoe*, civilian employee Quartermaster's Department.
  11. Private *Clarence Barrett*, Company "H," 2d Cavalry.
  12. Private *Charles E. Smellage*, Company "E," 18th Infantry.
  13. Private *Ernest W. Frobergh*, Company "B," 18th Infantry.
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### HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, January 29th, 1869.*

#### GENERAL ORDERS, } No. 5. }

1...Before a General Court Martial, which convened at Fort D. A. Russell, W. T., pursuant to Paragraph 3, Special Orders No. 216, series of 1868, from these Headquarters, and of which Brevet Major *D. S. Gordon*, Captain 2d Cavalry, is President, were arraigned and tried:

1st. Private *William Brown*, (1st), Company "A," 18th Infantry.

CHARGE 1—"Conduct to the prejudice of good order and military discipline."

Specification 1—In: That *William Brown*, (1st), "A" Company, 18th Infantry, having voluntarily applied for, and obtained from his company commander, checks or orders to the amount of thirty dollars (\$30), upon the post trader at Fort Reno, D. T., which orders were

necessary to enable him to obtain goods upon credit from said trader, and which orders were in the following form:

*"Fort Reno, D. T., June 10th, 1868.*

A. C. LEIGHTON, Post Sutler:—Will sell bearer, *William Brown*, (1st), enlisted man "A" Company, 18th Regiment Infantry, five dollars (\$5) worth of goods, the same to be collected at the next payment of his company.

*(Signed) G. W. WOOD,*

*Lieutenant 18th Infantry, Commanding Company,"*

And his company commander having given such orders to *William Brown*, (1st), only upon the understanding and condition that he, (*Brown*), would faithfully pay the amount mentioned therein on the following pay day, he did, on the following pay day without good cause, refuse and fail to pay the same, thereby wilfully violating the said understanding and condition made with his company commander, and committing a breach of faith highly prejudicial to the interests of the military service and disrespectful to his commanding officer.

This, as to the checks, on the 10th June, 5th May, 3d April, 21st April, 22d February, and the 20th March, 1868; and this, as to refusing to pay, at Dry Fork, Powder River, D. T., on the 18th of June, 1868, and at Fort David A. Russell, D. T., on the 4th day of August, 1868.

Specification 2—In: That *William Brown*, (1st), "A" Company, 18th Infantry, having been absent without leave and while being taken to the guard-house by 1st Sergeant *John E. Dillon*, "A" Company, 18th Infantry, did make use of the following language, viz: "By the great God, if I ever get a chance at you I will take your life," or words to that effect, the said 1st Sergeant being in the performance of his proper duty, obeying the orders of his company commander, Lieutenant *James Regan*, 18th Infantry.

This at Fort David A. Russell, W. T., on the 28th day of August, 1868.

Specification 3—In: That *William Brown*, (1st), Private 18th Infantry, did abuse and repeatedly strike on the head and face 1st Ser-



geant *John E. Dillon*, "A" Company, 18th Infantry, the said 1st Sergeant being at the time in the performance of his duty.

This at Fort David A. Russell, W. T., on the 28th August, 1868.

CHARGE 2—"Absence without leave."

To which charges, and the specifications thereto, the accused pleaded as follows:

To the 1st specification, 1st charge—"Guilty," except to the words, "without good cause refuse and fail to pay the same, thereby violating the said understanding and condition made with his company commander."

To the 2d specification, 1st charge—"Not Guilty."

To the 3d specification, 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification, 2d charge—"Guilty."

To the 2d charge—"Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, *William Brown*, (1st), Private "A" Company, 18th Infantry, "to be dishonorably discharged the service of the United States, and have his head shaved and drummed out of camp, forfeiting all pay and allowances except the just dues of the landress."

The proceedings, finding and sentence, in the case of Private *William Brown*, (1st), Company "A," 18th Infantry, are approved, except so much of the sentence as directs that his head shall be shaved and he be drummed out of the service, which being a punishment made by custom peculiarly applicable to cases of desertion, is disapproved for any other offense, and therefore in this case disapproved: the remainder of the sentence will be executed by the proper commanding officer.

2d. Private *James Curl*, Company "C," 18th Infantry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification—In: That he, *James Curl*, a duly enlisted soldier of the United States, and a Private in Company "C," 18th U. S. Infantry, did feloniously steal, take and carry away, or assist in stealing, taking and carrying away, from the quarters of Lieutenant *Todd*, 18th Infantry, twenty-one (21) silver spoons, one (1) silver ladle, two (2) ladies cloaks, one (1) shawl, and sundry other articles of table ware and clothing, the property of Lieutenant *Todd*, to the value of not less than four hundred dollars (\$400), with intent to convert the same to his own use.

This at Fort David A. Russell, W. T., on or about the night of the 1st of October, 1868.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, *James Curl*, Private "C" Company, 18th Infantry.

The proceedings, finding and acquittal, in the case of Private *James Curl*, Company "C," 18th Infantry, are approved and confirmed. Private *Curl* will be released from confinement and restored to duty.

3d. Private *Able Cox*, Company "F," 2d Cavalry.

CHARGE—"Quitting his post without urgent necessity, or leave of his superior officer."

Specification—In: That he, Private *Able Cox*, Company "F," 2d Cavalry, being a member of the garrison guard and having been posted as a sentry on No. one (1), at the cavalry stables, did quit his post without urgent necessity and without permission from proper authority, from about 8 P. M., November 24th, 1868, remaining absent until 3 A. M., on the morning of the 25th November, 1868.

This at Fort D. A. Russell on the 24th and 25th November, 1868.

To which charge, and the specification thereto, the accused pleaded as follows:

To the specification—"Guilty," except to the words, "from about 8

P. M., November 24th, 1868, remaining absent until 3 A. M., on the morning of the 25th November, 1868."

To the charge—"Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, *Able Cox*, Private Company "F," 2d Cavalry, "to forfeit ten dollars (\$10) per month of his monthly pay for three (3) consecutive months."

The proceedings and finding, in the case of Private *Able Cox*, Company "F," 2d Cavalry, are approved, the sentence is confirmed only because otherwise the culprit would escape unpunished. It is entirely inadequate to the offense of which the Court finds the prisoner guilty, but will be executed by the proper commanding officer.

4th. Private *Thomas Dougherty*, Company "G," 18th Infantry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

Specification 1—In: That he, Private *Thomas Dougherty*, Company "G," 18th Infantry, having been duly posted as a sentinel over two general prisoners, and having received instructions from the officer of the guard not to allow any of them to escape, did allow the prisoners under his charge to escape.

This at Fort D. A. Russell, W. T., on or about the 3d day of October, 1868.

Specification 2—In: That he, Private *Thomas Dougherty*, Company "G," 18th Infantry, having been properly posted as a sentinel over two (2) general prisoners, and after allowing them (the prisoners) to escape, made no attempt to recapture the said prisoners.

This at Fort D. A. Russell, W. T., on or about the 3d day of October, 1868.

To which charge, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds

the accused "Guilty," as charged, and does therefore sentence him, Private *Thomas Dougherty*, "G," Company, 18th Infantry, "to forfeit to the United States ten dollars (\$10) per month of his monthly pay for two (2) consecutive months, and restored to duty."

The proceedings and finding, in the case of Private *Thomas Dougherty*, Company "G," 18th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer, but is considered inadequate to the offense of which the Court finds the prisoner guilty. Private *Dougherty* will be released from confinement and restored to duty.

5th. Private *Frederick A. Hobert*, Company "H," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, having maturely considered the evidence adduced, finds the accused as follows:

Of the specification, 1st charge—"Guilty," except the words "and did desert the service of the United States."

Of the 1st charge—"Not Guilty" of "desertion," but "Guilty" of "absent without leave."

Of the specification, 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty,"

and does therefore sentence him, Private *Frederick A. Hobert*, Company "H," 2d U. S. Cavalry, "to forfeit to the United States eight dollars (\$8) of his monthly pay for one month."

The proceedings, finding and sentence, in the case of Private *Frederick A. Hobert*, Company "H," 2d Cavalry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

6th. Sergeant *Timothy J. Dwier*, Company "B," 18th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In: That he, Sergeant *Timothy J. Dwier*, Acting 1st Sergeant "B" Company, 18th U. S. Infantry, did become drunk and disorderly in the barrack room of "B" Company, 18th U. S. Infantry, and struck with his fist Private *Jacob Hessley*, of the same company and regiment, saying: "I will kill the \* \* \*," or words to that effect.

This at Fort D. A. Russell, W. T., on or about the 18th day of November, 1868.

Specification 2—In: That he, *Timothy J. Dwier*, Acting 1st Sergeant "B" Company, 18th U. S. Infantry, did, when remonstrated with by Quartermaster Sergeant *Bartholomew Fitzpatrick*, Company "B," 18th U. S. Infantry, and told to keep quiet, say: "You are a \* \* \*," or words to that effect.

This at Fort D. A. Russell, W. T., on or about the 18th day of November, 1868.

CHARGE 2—"Breach of arrest."

To which charges, and the specifications thereto, the accused pleaded as follows:

To the 1st specification, 1st charge—"Guilty," except the words "I will kill the \* \* \* or words to that effect."

To the 2d specification, 1st charge—"Not Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

#### FINDING AND SENTENCE.

The Court, having maturely considered the evidence adduced, finds the accused as follows:

Of the 1st specification, 1st charge—"Guilty," except the words "I will kill."

Of the 2d specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty."

Of the 2d charge—"Guilty,"

and does therefore sentence him, *Timothy J. Dwier*, Sergeant Company "B," 18th Infantry, "to be reduced to the ranks of a private soldier, to have his chevrons cut off at parade, and to forfeit ten dollars (\$10) per month of his monthly pay for five consecutive months."

The proceedings, finding and sentence, in the case of Sergeant *Timothy J. Dwier*, Company "B," 18th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

7th. Private *Redmond Cody*, Company "A," 2d Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In: That Private *Redmond Cody*, "A" Company, 2d Cavalry, did enter the orderly room of "A" Company, 2d Cavalry quarters, and draw a large knife and strike on the head with said knife 1st Sergeant *Michael Keenan*, "A" Company, 2d Cavalry.

Specification 2—In: That Private *Redmond Cody*, "A" Company, 2d Cavalry, did resist and strike 1st Sergeant *Michael Keenan*, Company "A," 2d Cavalry, while in the act of taking him, the said *Cody*, to the guard-house, on the 19th November, 1868.

Specification 3—In: That Private *Redmond Cody*, "A" Company, 2d Cavalry, having been ordered by 1st Sergeant *Michael Keenan*, "A" Company, 2d Cavalry, to report to Corporal *H. O. Crosby*, "A" Company, 2d Cavalry, for fatigue duty, did fail to obey said order, saying: "I will not go, I want to be transferred," or words to that effect.

This at Fort D. A. Russell, on or about the 21st of November, 1868.

To which charge, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, having maturely considered the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him,

Private *Redmond Cody*, Company "A," 2d Cavalry, "to forfeit ten dollars (\$10) per month of his monthly pay for five consecutive months."

The Court is thus lenient to the accused on account of his previous good character.

The proceedings, finding and sentence, in the case of Private *Redmond Cody*, Company "A," 2d Cavalry, are approved; the sentence is confirmed and will be executed by the proper commanding officer. Private *Cody* will be released from confinement and restored to duty.

8th. Sergeant *Gilbert Tye*, Company "G," 2d Cavalry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Drunkenness on duty."

CHARGE 3—"Violation of the 39th Article of War."

Specification 1—In: That he, Sergeant *Gilbert Tye*, "G" Company, 2d Cavalry, did, while in charge of "G" Company, 2d Cavalry stables, on or about the 4th November, 1868, take to the city of Cheyenne, W. T., and sell to a citizen five (5) sacks of corn, the property of the United States, issued to "G" Company, 2d Cavalry, by the Quartermaster's Department, and did appropriate the proceeds to his own use.

This at Fort D. A. Russell, W. T.

Specification 2—In: That he, Sergeant *Gilbert Tye*, "G" Company, 2d Cavalry, did, while in charge of "G" Company, 2d Cavalry stables, on or about the 26th November, 1868, take to the city of Cheyenne, W. T., and sell to a citizen five (5) sacks of corn, the property of the United States, issued to "G" Company, 2d Cavalry, by the Quartermaster's Department, and did appropriate the proceeds to his own use.

This at Fort D. A. Russell, W. T.

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Guilty."

To the 2d charge—"Guilty."

To the 1st specification, 3d charge—"Not Guilty."

To the 2d specification, 3d charge—"Not Guilty."

To the 3d charge—"Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Sergeant *Gilbert Tye*, Company "G," 2d Cavalry, "to forfeit to the United States all pay and allowances now due or that may become due, except the just dues of the laundress, to be dishonorably discharged the service of the United States, and to be confined in such state prison as the Commanding Officer of the Department may direct for the period of one year."

The proceedings and finding, in the case of Sergeant *Gilbert Tye*, Company "G," 2d Cavalry, are approved, except the finding of "Guilty," on the 3d charge—"Violation of the 39th Article of War." The 39th Article of War defines and punishes the offense of embezzling money, and the specifications allege that the prisoner sold, for his own use, public corn. The specifications do not therefore sustain the charge. The sentence is approved, except so much as prescribes confinement in a penitentiary, which would, under the charges, be an illegal punishment, even if the finding under the 3d charge had been approved. Confinement in a penitentiary is not a legal punishment for purely military offenses, and the 39th Article of War specifically defines the punishments which can be inflicted under it. The attention of officers in the Department has so often been called to the matter of sentences to the penitentiary in General Orders that there was no excuse in this case for the error. The remainder of the sentence is confirmed, and will be executed by the proper commanding officer.

9th. Private *John Leonard*, Company "G," 18th Infantry.

CHARGE—"Drunkenness on guard."

To which charge, and the specification thereto, the accused pleaded "Guilty."



## FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *John Leonard*, Company "G," 18th Infantry, "to forfeit to the United States ten dollars (\$10) per month of his monthly pay for three consecutive months."

The proceedings, finding and sentence, in the case of Private *John Leonard*, Company "G," 18th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

10th. *John Kehoe*, civilian employee Q. M. Department U. S. A.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification—In: That *John Kehoe*, a teamster in the service of the United States, employed by the Quartermaster's Department at Fort D. A. Russell, W. T., did enter the commissary warehouse, in charge of Brevet Lieutenant Colonel *C. B. Penrose*, C. S., U. S. A., at or near Cheyenne, W. T., and did feloniously appropriate and carry away one (1) sack of Java coffee, weighing about fifty-one pounds, and of a value of about eighteen dollars, the property of the United States and for which Brevet Lieutenant Colonel *C. B. Penrose*, C. S., U. S. A., is responsible.

This from the commissary warehouse, near Cheyenne, W. T., on or about the 23d day of December, 1868.

To which charge and specification the accused pleaded "Guilty."

## FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, *John Kehoe*, civilian employee in the Quartermaster's Department, "to forfeit all pay due from the United States, and confined in such penitentiary as the Commanding Officer may designate for the period of one (1) year."

The proceedings and finding, in the case of *John Kehoe*, civilian employee in the Quartermaster's Department, are approved, the sen-

tence is approved, but mitigated to confinement in the post guard-house at Fort D. A. Russell for four months, with forfeiture of all pay and allowances, except necessary fatigue clothing, and rations, and, as modified, will be executed by the proper commanding officer.

11th. Private *Clarence Barrett*, Company "H," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification, 1st charge—"Not Guilty" of "desertion," but "Guilty" of "absence without leave."

Of the 1st charge—"Not Guilty" of "desertion," but "Guilty" of "absence without leave."

Of the specification, 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty,"

and does therefore sentence him, Private *Clarence Barrett*, Company "H," 2d Cavalry, 'to forfeit to the United States ten dollars (\$10) per month of his monthly pay for two consecutive months."

The proceedings, finding and sentence, in the case of Private *Clarence Barrett*, Company "H," 2d Cavalry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

12th. Private *Charles E. Smellage*, Company "E," 18th Infantry.

CHARGE—"Insubordinate conduct, to the prejudice of good order and military discipline."

Specification 1—In: That he, Private *Charles E. Smellage*, "E" Company, 18th Infantry, was drunk and disorderly in the barrack room of his company, and when told by Sergeant *Morris Euright*, "E" Company, 18th Infantry, to keep quiet, did make use of the fol-

lowing language: "Go to hell, you damned sucker, you are a liar!" or words to that effect.

This at Fort D. A. Russell, 21st November, 1868.

Specification 2—In: That he, *Charles E. Smellage*, Private "E" Company, 18th Infantry, did follow Sergeant *Morris Enright*, "E" Company, 18th Infantry, into the barrack room of Company "B," 18th Infantry, and did there try to provoke the said Sergeant to engage in a fight by using provoking questions and language toward him, to-wit: "God damn you, I can lick you, if you come out here to the rear or our own quarters, you are a s—n of a b—h, and you had better get a transfer from "E" Company as we have it all fixed that you cannot stay in it, and if you come there to-night you will catch it," or words to that effect.

This at Fort D. A. Russell, November 21st, 1868.

Specification 3—In: That he, *Charles E. Smellage*, Private Company "E," 18th Infantry, did strike with his fist, *Morris Enright*, Sergeant "E" Company, 18th Infantry, at the time of the company being dismissed from tattoo roll-call.

This at Fort D. A. Russell, 21st November, 1868.

To which charge, and specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty," except the words, "God damn."

Of the 3d specification—"Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, *Charles E. Smellage*, Private Company "E," 18th Infantry, "to be kept at hard labor, under charge of the guard, to wear a twelve pound (12lb) ball, attached to his left ankle by a chain six (6) feet long, for two months, and to forfeit ten dollars (\$10) per month of his monthly pay for two consecutive months."

The proceedings, finding and sentence, in the case of Private *Charles E. Smellage*, Company "E," 18th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

13th. Private *Ernest W. Frobergh*, Company "B," 18th Infantry.

CHARGE—"Deserting guard."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Ernest W. Frobergh*, Company "B," 18th Infantry, "to forfeit to the United States twelve dollars (\$12) per month of his monthly pay for two consecutive months."

The proceedings, finding and sentence, in the case of Private *Ernest W. Frobergh*, Company "B," 18th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Assistant Adjutant General.*

## G. C. M.

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1. Private *Daniel J. Hauge*, Company "B," 2d Cavalry.
  2. Unassigned Recruit *William Forrest*, 2d Cavalry.
  3. Private *John McGrade*, Company "B," 2d Cavalry.
  4. Private *William R. Edwards*, Company "B," 2d Cavalry.
  5. Private *John Keneley*, Company "B," 2d Cavalry.
  6. Private *Thomas Wilson*, Company "B," 2d Cavalry.
  7. Private *William Warner*, Company "B," 2d Cavalry.
  8. Private *Patrick Crimmings*, Company "C," 2d Cavalry.
  9. Private *Thomas Murphy*, Company "D," 18th Infantry.
  10. Private *William B. Schollard*, Company "C," 2d Cavalry.
  11. Unassigned Recruit *John Cannon*, 2d Cavalry.
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### HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, February 5th, 1869.*

#### GENERAL ORDERS, } No. 6. }

1...Before a General Court Martial, which convened at Fort McPherson, Neb., pursuant to Paragraph 3, Special Orders No. 228, series of 1868, from these Headquarters, and of which Major *George W. Howland*, 2d Cavalry, is President, were arraigned and tried:

1st. Private *Daniel J. Hauge*, Company "B," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Daniel J. Hauge*, Company "B," 2d U. S. Cavalry, "to forfeit all pay and allowances, except the just dues of the laundress, to have his head shaved, and to be indelibly marked with the letter "D," one and one-half inches long on the left hip, and to be trumpeted out of the service."

The proceedings, finding and sentence, in the case of Private *Daniel J. Hauge*, Company "B," 2d Cavalry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

2d. Unassigned Recruit *William Forrest*, 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Unassigned Recruit *William Forrest*, 2d Cavalry, "to forfeit all pay and allowances, except the just dues of the laundress, to have his head shaved and to be indelibly marked on the left hip with the letter "D," one and one-half inches long, and to be trumpeted out of the service."

The proceedings, finding and sentence, in the case of Unassigned Recruit *William Forrest*, 2d Cavalry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

3d. Private *John McGrade*, Company "B," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *John McGrade*, Company "B," 2d Cavalry, "to forfeit all pay and allowances, except the just dues of the laundress, to have his head shaved and to be indelibly marked on the left hip with the letter "D," one and one-half inches long, and to be trumpeted out of the service."

The proceedings, finding and sentence, in the case of Private *John McGrade*, Company "B," 2d Cavalry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

4th. Private *William R. Edwards*, Company "B," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except the word "desert," substituting for it the words "absent himself from."

Of the charge—"Not Guilty," but "Guilty" of "absence without leave,"

and does therefore sentence him, Private *William R. Edwards*, Company "B," 2d Cavalry, "to forfeit of his pay ten dollars (\$10) per month for four (4) months."

The proceedings, finding and sentence, in the case of Private *William R. Edwards*, Company "B," 2d Cavalry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

5th. Private *John Keneley*, Company "B," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *John Keneley*, Company "B," 2d Cavalry, "to forfeit all pay and allowances, except the just dues of the laundress, to have his head shaved and to be indelibly marked on the left hip with the letter "D," one and one-half inches long, and to be trumpeted out of the service."

The proceedings, finding and sentence, in the case of Private *John Keneley*, Company "B," 2d Cavalry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

6th. Private *Thomas Wilson*, Company "B," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Thomas Wilson*, Company "B," 2d U. S. Cavalry, "to forfeit all pay and allowances, to be dishonorably discharged the service of the United States, and to be confined in such penitentiary as the Commanding General may direct for the period of two (2) years."

The proceedings, finding and sentence, in the case of Private *Thomas Wilson*, Company "B," 2d Cavalry, are approved; the sentence is confirmed and will be executed by the proper commanding officer. The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoner, to which point he will be conducted, under proper guard, with a copy of this order.

7th. Private *William Warner*, Company "B," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."



## FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *William Warner*, Company "B," 2d U. S. Cavalry, "to forfeit all pay and allowances, to be dishonorably discharged the service of the United States, and to be confined in such penitentiary as the Commanding General may direct for the period of one (1) year."

The proceedings, finding and sentence, in the case of Private *William Warner*, Company "B," 2d Cavalry, are approved; the sentence is confirmed and will be executed by the proper commanding officer. The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoner, to which place he will be conducted, under suitable guard. A copy of this order will be turned over to the warden of the penitentiary with the prisoner.

8th. Private *Patrick Crimmings*, Company "C," 2d Cavalry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In: That Private *Patrick Crimmings*, Company "C," 2d U. S. Cavalry, being duly mounted as a sentinel in charge of prisoners, did permit Private *Patrick Gallagher*, Company "G," 27th Infantry, a prisoner under his charge, to escape.

To which charge and specification the accused pleaded "Not Guilty."

## FINDING AND SENTENCE,

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Patrick Crimmings*, Company "C," 2d U. S. Cavalry, "to forfeit of his pay ten dollars (\$10) per month for four (4) months."

The proceedings, finding and sentence, in the case of Private *Patrick Crimmings*, Company "C," 2d Cavalry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

9th. Private *Thomas Murphy*, Company "D," 18th Infantry.

CHARGE—"Quitting his guard without urgent necessity or the leave of his superior officer."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Thomas Murphy*, Company "D," 18th U. S. Infantry, "to forfeit of his pay ten dollars (\$10) per month for three (3) months."

The proceedings, finding and sentence, in the case of Private *Thomas Murphy*, Company "D," 18th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

10th. Private *William B. Schollard*, Company "C," 2d Cavalry.

CHARGE—"Drunk on duty."

To which charge, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Guilty."

Of the 2d specification—"Not Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, Private *William B. Schollard*, Company "C," 2d Cavalry, "to be confined in charge of the guard, at hard labor, for a period of three (3) months."

The proceedings, finding and sentence, in the case of Private *William B. Schollard*, Company "C," 2d Cavalry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

11th. Unassigned Recruit *John Cannon*, 2d Cavalry.

CHARGE—"Absence without leave."

To which charge, and the specification thereto, the accused pleaded "Guilty."

## FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," of the facts as stated, but attach no criminality thereto, and does therefore acquit him, *John Cannon*, Unassigned Recruit 2d Cavalry.

The proceedings, finding and acquittal, in the case of Unassigned Recruit *John Cannon*, 2d Cavalry, are approved. Private *Cannon* will be released from confinement and restored to duty.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Assistant Adjutant General.*



## G. C. M.

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1. Private *James Ridley*, Company "D," 30th Infantry.
  2. Private *Patrick Killenane*, Company "I," 30th Infantry.
  3. Private *William H. Acton*, Company "F," 30th Infantry.
  4. Hospital Steward *George R. Stillz*, U. S. A.
  5. Private *William Conklin*, Company "K," 30th Infantry.
  6. Musician *James Taylor*, Company "K," 30th Infantry.
  7. Private *James J. Sullivan*, Company "B," 2d Cavalry.
  8. Private *John Daly*, Company "C," 2d Cavalry.
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### HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, February 6th, 1869.*

GENERAL ORDERS, {  
No. 7. }

1...Before a General Court Martial, which convened at Fort Sanders, W. T., pursuant to Paragraph 4, Special Orders No. 207, series of 1868, from these Headquarters, and of which Brevet Colonel *R. I. Dodge*, Major 30th Infantry, is President, were arraigned and tried:

1st. Private *James Ridley*, Company "D," 30th Infantry.

CHARGE—"Drunkennes on duty."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *James Ridley*, Company "D," 30th Infantry, "to be confined at hard labor, under charge of the guard, for the period of three (3) months."

The proceedings and finding, in the case of Private *James Ridley*, Company "D," 30th Infantry, are approved; the sentence is approved, but on the recommendation of the members of the Court, based on the previous good character of the prisoner, is mitigated to soli-

tary confinement on bread and water diet for seven days, and, as modified, will be executed by the proper commanding officer.

2d. Private *Patrick Killenane*, Company "I," 30th Infantry.

CHARGE—"Absence without leave."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Patrick Killenane*, Company "I," 30th Infantry, "to forfeit to the United States six dollars (\$6) of his monthly pay for two (2) months, and to be confined at hard labor, in charge of the guard, for thirty days."

The proceedings, finding and sentence, in the case of Private *Patrick Killenane*, Company "I," 30th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

II...Before a General Court Martial, which convened at Fort Fred. Steele, W. T., pursuant to Paragraph 2, Special Orders No. 222, series of 1868, from these Headquarters, and of which Brevet Lieutenant Colonel *C. H. Whittlesey*, Captain 30th Infantry, is President, were arraigned and tried:

3d. Private *William H. Acton*, Company "F," 30th Infantry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification—In: That *William H. Acton*, a Private of Company "F," 30th U. S. Infantry, did steal, or aid and abet the stealing, of one trunk containing wearing apparel, and six dollars (\$6) in silver, the property of *M. Sanders*, civilian employee, blacksmith, Quartermaster's Department, at Fort Fred. Steele, W. T., also one buffalo robe and four dollars (\$4) in money, the property of *William McGee*, sawyer, civilian employee Quartermaster's Department, at Fort Fred. Steele, W. T.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *William H. Acton*, Company "F," 30th Infantry.

The proceedings in the case of Private *William H. Acton*, Company "F," 30th Infantry, are disapproved. The action of the Court in excusing a member of the Court to act as counsel for the prisoner, is considered of questionable propriety, and such a practice is discountenanced. The finding and acquittal are approved. Private *Acton* will be released from confinement and restored to duty.

4th. Hospital Steward *George R. Stiltz*, U. S. A.

CHARGE—"Drunkenness, to the prejudice of good order and military discipline."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Hospital Steward *George R. Stiltz*, U. S. Army, "to be dishonorably discharged the service of the United States."

The proceedings, finding and sentence, in the case of Hospital Steward *George R. Stiltz*, U. S. Army, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

5th. Private *William Couklin*, Company "K," 30th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him,

Private *William Conklin*, Company "K," 30th Infantry, "to forfeit all pay and allowances now due or that may become due, except the just dues of the laundress, and to be dishonorably discharged the service of the United States."

The proceedings, finding and sentence, in the case of Private *William Conklin*, Company "K," 30th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

6th. Musician *James Taylor*, Company "K," 30th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Musician *James Taylor*, Company "K," 30th Infantry, "to forfeit all pay and allowances now due or that may become due, except the just dues of the laundress, and to be dishonorably discharged the service of the United States."

The proceedings and finding, in the case of Musician *James Taylor*, Company "K," 30th Infantry, are approved; the sentence is approved, but on the recommendation of the members of the Court, based on the youth and inexperience of the prisoner, is mitigated to forfeiture of twelve dollars per month of his pay for six months, and solitary confinement, on bread and water diet, for fourteen days, and, as modified, will be executed by the proper commanding officer.

III.—Before a General Court Martial, which convened at Fort McPherson, Neb., pursuant to Paragraph 3, Special Orders No. 228, series of 1868, from these Headquarters, and of which Major *George W. Howland*, 2d Cavalry, is President, were arraigned and tried:

7th. Private *James J. Sullivan*, Company "B," 2d Cavalry.

CHARGE 1—"Desertion."



CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him as follows:

Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty,"

and does therefore sentence him, Private *James J. Sullivan*, Company "B," 2d Cavalry, "to forfeit all pay and allowances now due or to become due; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to be dishonorably discharged the service; to have his head shaved; and to be trumpeted out of the garrison."

The proceedings, finding and sentence, in the case of Private *James J. Sullivan*, Company "B," 2d Cavalry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

8th. Private *John Daly*, Company "C," 2d Cavalry.

CHARGE—"Drunk on guard."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *John Daly*, Company "C," 2d Cavalry, "to be confined in charge of the guard, at hard labor, for a period of three (3) months."

The proceedings, finding and sentence, in the case of Private *John Daly*, Company "C," 2d Cavalry, are approved. On the recommendation of all the members of the Court, because of "conflicting evidence as to whether the prisoner was under the direct influence of liquor, or suffering from the effects of liquor drank several days previously," the sentence is remitted, and Private *Daly* will be released from confinement and restored to duty.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Assistant Adjutant General.*

HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha Nebraska, February 10th, 1869.*

GENERAL ORDERS, {  
No. 8.

The Commanding General announces the successful result of an expedition of eight men under command of Brevet Captain *J. H. Hays*, 1st Lieutenant 30th Infantry, sent in pursuit of thieves and a herd of government mules, stolen from Fort Fred. Steele on the night of the 31st of January, 1869. The expedition left at 1 o'clock P. M., February 1, 1869, and, discovering the trail three miles from the post, followed it next day twenty-five miles, leaving two stragglers and one man whose animal had given out. The pursuit was continued the next morning in a drifting snow storm, under discouraging circumstances, with the trail at times obliterated. The trail becoming fresher the pursuit was pressed, and after a march of thirty-five miles the thieves and herd were overtaken, and the herd recaptured. The thieves made a desperate fight, and after being wounded made good their escape into a ravine, on foot, leaving their blankets, bedding and animals behind.

The men of the party were on short rations, and with no water except melted snow.

On the return, the expedition captured two thieves with two animals stolen from the post on the night of February 1, 1869.

Captain *Hays* especially commends the conduct of Wagon Master *Ingersoll*, and Private *Charles Moore*, Company "A," *Perry Case*, Company "F," and *Michael Owens*, Company "K," 30th Infantry.

The Commanding General desires to express his commendation of the conduct of Captain *Hays* and his party, in pushing to so creditable a termination a pursuit which at times would have discouraged officers and men of less energy and enterprise.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Assistant Adjutant General.*



## G. C. M.

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1. Private *Henry Sollinger*, Company "F," 27th Infantry.
  2. Private *Daniel Morrison*, Company "I," 27th Infantry.
  3. Private *Owen Lynch*, Company "D," 27th Infantry.
  4. Sergeant *Emil Muther*, Company "F," 27th Infantry.
  5. Private *Alexander Allen*, Company "I," 27th Infantry.
  6. Private *Frank Ruhland*, Company "B," 27th Infantry.
  7. Private *George W. Lee*, Company "D," 27th Infantry.
  8. Private *Charles Landers*, Company "D," 27th Infantry.
  9. Private *Wilson C. Adams*, Company "E," 27th Infantry.
  10. Private *Frederick Garick*, Company "I," 27th Infantry.
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### HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, February 12th, 1869.*

GENERAL ORDERS, }  
No. 9. }

1...Before a General Court Martial, which convened at Omaha Barracks, Nebraska, pursuant to Paragraph 2, Special Orders No. 228, series of 1868, from these Headquarters, and of which Brevet Lieutenant Colonel *E. F. Townsend*, Major 27th Infantry, is President, were arraigned and tried:

1st. Private *Henry Sollinger*, Company "F," 27th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In: That Private *Henry Sollinger*, Company "F," 27th Infantry, did purposely strike with a knife Corporal *Edward Vernon*, Company "F," 27th Infantry, inflicting a serious injury upon Corporal *Edward Vernon*, Company "F," 27th Infantry.

To which charge and specification the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him.

The proceedings, finding and acquittal, in the case of *Henry Sollinger*, Company "F," 27th Infantry, are approved. Private *Sollinger* will be released from confinement and restored to duty.

2d. Private *Daniel Morrison*, Company "I," 27th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft. to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Daniel Morrison*, Company "I," 27th Infantry, "to forfeit all pay and allowances to the U. S. that are or may become due, except the just dues of the laundress, to be dishonorably discharged the service of the United States, and to be confined in such military prison or penitentiary as the Commanding General may direct for the period of one year."

The proceedings, finding and sentence, in the case of Private *Daniel Morrison*, Company "I," 27th Infantry, are approved. The prisoner having been released from arrest and restored to duty, which he faithfully discharged for considerable time previous to his trial, the sentence is remitted. Private *Morrison* will be released from confinement and restored to duty.

3d. Private *Owen Lynch*, Company "D," 27th Infantry.

CHARGE—"Absence without leave."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the ac-

cused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Owen Lynch*, Company "D," 27th Infantry, "to forfeit to the United States ten dollars (\$10) per month of his monthly pay for one month."

The proceedings, finding and sentence, in the case of Private *Owen Lynch*, Company "D," 27th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

4th. Sergeant *Emil Muther*, Company "F," 27th Infantry.

CHARGE—"Neglect of duty."

Specification—In: That Sergeant *Emil Muther*, Company "F," 27th Infantry, being at the time sergeant commanding the guard, did allow or permit *James Dergan*, "K" Company, 27th Infantry, a prisoner awaiting trial, to escape from the guard.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him.

The proceedings, finding and acquittal, in the case of Sergeant *Emil Muther*, Company "F," 27th Infantry, are approved. Sergeant *Muther* will be released from arrest and restored to duty.

5th. Private *Alexander Allen*, Company "I," 27th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Alexander Allen*, Company "I," 27th Infantry, "to forfeit to the United States all pay and allowances that are or may become due, except the just dues of the laundress; to be indel-

ibly marked on the left hip with the letter "D," one and one-half inches long; to have his head shaved; to be dishonorably discharged and to be drummed out of the service of the United States."

The proceedings, finding and sentence, in the case of Private *Alexander Allen*, Company "I," 27th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

6th. Private *Frank Ruhland*, Company "B," 27th Infantry.

CHARGE 1—"Insubordinate conduct."

Specification—In: That Private *Frank Ruhland*, Company "B," 27th Infantry, upon being ordered to come to the guard-house by Corporal *George W. Thompson*, of Company "B," 27th Infantry, did refuse to obey said order, at the same time calling Corporal *George Thompson* a "miserable hound," and did push and attempt to strike the said corporal, the said corporal being at the time in the execution of his duty as a non-commissioned officer.

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification—In: That Private *Frank Ruhland*, Company "B," 27th Infantry, was drunk and disorderly in the company kitchen, and did abuse Private *George Siser*, "B" Company, 27th Infantry, in vulgar and obscene language, at the same time challenging Private *George Siser* to fight.

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification, 2d charge—"Guilty."

To the 2d charge—"Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Frank Ruhland*, Company "B," 27th Infantry, "to forfeit to



the United States fourteen dollars (\$14) of his monthly pay for two (2) months, and to be confined at hard labor for thirty (30) days."

The proceedings, finding and sentence, in the case of Private *Frank Ruhland*, Company "B," 27th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

7th. Private *George W. Lee*, Company "D," 27th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In: That Private *George W. Lee*, Company "D," 27th Infantry, when ordered by company Quartermaster Sergeant *Charles May*, "D" Company, 27th Infantry, to leave the mess-room of said company, did refuse to obey, and when he, the company Quartermaster Sergeant, in the execution of his duty attempted to put him (Private *Lee*) out of the mess-room, he (Private *Lee*) resisted and struck him, company Quartermaster Sergeant *May*, violently with his fists.

Specification 2—In: That Private *George W. Lee*, Company "D," 27th Infantry, did with malice aforethought, secretly approach company Quartermaster Sergeant *Charles May*, Company "D," 27th Infantry, while he was engaged in writing at the company desk in the mess-room of said company, and without notice strike him, company Quartermaster Sergeant *May*, twice on the head with the shank of a bayonet, inflicting two severe wounds, the said sergeant being at the time in the discharge of his duty.

To which charge, and the specifications thereto, the accused pleaded as follows:

To the 1st specification—"Not Guilty."

To the 2d specification—"Not Guilty."

To the charge—"Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him,

Private *George W. Lee*, Company "D," 27th Infantry, "to be placed in solitary confinement on bread and water for fourteen (14) days, and then to be confined at hard labor, in charge of a guard, until the 23d March, 1869, the termination of his enlistment, at which time to be dishonorably discharged and drummed out of the service of the United States, with the loss of all pay and allowances that are or may become due, except the just dues of the laundress."

The proceedings, finding and sentence, in the case of Private *George W. Lee*, Company "D," 27th Infantry, are approved, except so much of the sentence as specifies "to be drummed out of the service." By custom this has come to be a punishment peculiarly appropriate to the crime of desertion and is not approved for other offenses. The remainder of the sentence will be executed by the proper commanding officer.

8th. Private *Charles Landers*, Company "D," 27th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In: That Private *Charles Landers*, Company "D," 27th Infantry, did come into the mess-room of "D" Company, 27th Infantry, armed with a large stick of wood, with the avowed intention of striking or injuring company Quartermaster Sergeant *Charles May*, "D" Company, 27th Infantry, saying: "Kill the \* \* \*, let me get at him," or words to that effect, meaning company Quartermaster Sergeant *May*, "D" Company, 27th Infantry, then in the discharge of his duties, and when deprived of the stick of wood, he went out of the said mess-room and again returned armed with a bayonet, and said: "Who wants to fight me?" or words to that effect.

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Charles Landers*, Company "D," 27th Infantry, "to forfeit to the United States fourteen dollars (\$14) of his monthly

pay for two months, to be placed in solitary confinement for one week, after which to be confined at hard labor, under charge of a guard, for two weeks."

The proceedings finding and sentence, in the case of Private *Charles Landers*, Company "D," 27th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

9th. Private *Wilson C. Adams*, Company "E," 27th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Wilson C. Adams*, Company "E," 27th Infantry, "to forfeit to the United States all pay and allowances that are or may become due him, except the just dues of the landress; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to be dishonorably discharged the service of the United States; to have his head shaved and to be drummed out of the service."

The proceedings, finding and sentence, in the case of Private *Wilson C. Adams*, Company "E," 27th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

10th. Private *Frederick Gerick*, Company "I," 27th Infantry.

CHARGE—"Assault with intent to kill, to the prejudice of good order and military discipline."

Specification—In: That Private *Frederick Gerick*, Company "I," 27th Infantry, did, without provocation, assault and stab with a knife, with intent to kill, Private *Henry Meivers*, Company "I," 27th Infantry, inflicting a dangerous wound upon his arm, at the same time threatening to kill him or any other man who should interfere with him.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him.

The proceedings in the case of Private *Frederick Gerick*, Company "I," 27th Infantry, are approved, except so much as gives a reason for overruling the objection to jurisdiction of the Court to try the case, which is disapproved, as not giving the true reason why the Court had jurisdiction. The effect of the ruling of the Court is correct, but for a wrong reason given. The finding and acquittal are disapproved, the evidence shows that an assault was made by the prisoner, in which the soldier obeying an order in putting him out of the mess-room was stabbed by the accused. Forceful resistance by a soldier to the execution by another soldier of a proper order, as in this case to put a drunken man out of the company kitchen, is an assault, and the Court should have so far convicted him. Whether the intent was to kill is, perhaps, doubtful; but the evidence, if trustworthy, leaves no doubt as to the assault. Private *Gerick* will be released from confinement and restored to duty.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*

## G. C. M.

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1. Private *Peter Herdenbaugh*, Company "C," 27th Infantry.
  2. Private *George Marston*, Company "C," 27th Infantry.
  3. Private *Patrick McDonald*, Company "H," 27th Infantry.
  4. Corporal *John T. Watkins*, Company "H," 27th Infantry.
  5. Corporal *George Brien*, Company "H," 27th Infantry.
  6. Bugler *James Esdell*, Company "I," 2d Cavalry.
  7. Sergeant *George Fisher*, Company "I," 2d Cavalry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha, Nebraska, February 15th, 1869.*

GENERAL ORDERS, }  
No. 10. }

I...Before a General Court Martial, which convened at Fort McPherson, Nebraska, pursuant to Paragraph 3, Special Orders No. 228, series of 1868, from these Headquarters, and of which Major *George W. Howland*, 2d Cavalry, is President, were arraigned and tried:

1st Private *Peter Herdenbaugh*, Company "C," 27th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In: That Private *Peter Herdenbaugh*, Company "C," 27th Infantry, did enter the barracks of Company "C," 27th Infantry, at about 12 o'clock, midnight, and there inquire for Sergeant *Stone*, Company "C," 27th Infantry, saying, he wanted to shoot him, (*Sergeant Stone*).

Specification 2—In: That Private *Peter Herdenbaugh*, Company "C," 27th Infantry, did enter the barracks of Company "C," 27th Infantry, and discharge the contents of a pistol at Private *Eugene O'Connor*, Company "C," 27th Infantry, with intent to do him bodily harm.

To which charge, and the specifications thereto, the accused pleaded "Not Guilty."

## FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Peter Herdenbaugh*, Company "C," 27th Infantry, "to forfeit of his pay ten dollars (\$10) per month for four (4) months."

The proceedings and finding, in the case of Private *Peter Herdenbaugh*, Company "C," 27th Infantry, are approved; the sentence is considered entirely inadequate to the offense, but is confirmed and will be executed by the proper commanding officer.

2d. Private *George Marston*, Company "C," 27th Infantry.

CHARGE 1—"Drunk on guard."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In: That Private *George Marston*, Company "C," 27th Infantry, did, while in a state of intoxication, and in the mess-room of Company "C," 27th Infantry, use disrespectful and abusive language to Quartermaster Sergeant *William McMorson*, Company "C," 27th Infantry, said sergeant being in the discharge of his duty.

To which charges, and the specifications thereto, the accused pleaded "Guilty."

## FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *George Marston*, Company "H," 27th Infantry, "to forfeit of his pay ten dollars (\$10) per month for five (5) months."

The proceedings, finding and sentence, in the case of Private *George Marston*, Company "C," 27th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

3d. Private *Patrick McDonald*, Company "H," 27th Infantry.

CHARGE 1—"Drunkenness, to the prejudice of good order and military discipline."

**CHARGE 2**—"Conduct to the prejudice of good order and military discipline."

Specification 1—In: That Private *Patrick McDonald*, "H" Company, 27th Infantry, did use at tattoo roll-call of his company, on the 27th day of November, 1868, improper language towards his superior officer, Captain *A. S. Burt*, 27th Infantry, Brevet Major U. S. A., to the prejudice of good order and military discipline.

Specification 2—In: That Private *Patrick McDonald*, Company "H," 27th Infantry, after being duly confined and placed under charge of the camp guard by his commanding officer, Captain *A. S. Burt*, 27th Infantry, Brevet Major U. S. A., did escape from said guard three different times, and remain absent therefrom until captured by members of the guard.

To which charges, and the specifications thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him as follows:

Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the 1st specification, 2d charge—"Guilty."

Of the 2d specification, 2d charge—"Guilty," but attach no criminality thereto.

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private *Patrick McDonald*, Company "H," 27th Infantry, "to forfeit of his pay ten dollars (\$10) per month for three (3) months."

The proceedings, finding and sentence, in the case of Private *Patrick McDonald*, Company "H," 27th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

4th. Corporal *John T. Watkins*, Company "H," 27th Infantry.

**CHARGE 1**—"Drunkenness, to the prejudice of good order and military discipline."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In: That Corporal *John T. Watkins*, "H" Company, 27th Infantry, after being ordered in close arrest to his tent, by Captain *A. S. Burt*, 27th Infantry, Brevet Major U. S. A., his commanding officer, did leave his tent and company quarters without proper authority and go to a neighboring saloon, and did there become so intoxicated as to be unable to stand.

To which charges, and the specifications thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty" as charged, and does therefore sentence him, Corporal *John T. Watkins*, Company "H," 27th Infantry, "to be reduced to the ranks."

The proceedings, finding and sentence, in the case of Corporal *John T. Watkins*, Company "H," 27th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

5th. Corporal *George Brien*, Company "H," 27th Infantry.

CHARGE 1—"Drunkenness, to the prejudice of good order and military discipline."

CHARGE 2—"Drunkenness and disorderly conduct, to the prejudice of good order and military discipline."

Specification 1—In: That Corporal *George Brien*, "H" Company, 27th Infantry, was, on the 28th day of November, 1868, in the store of one *Charles Smith* in a drunken and disorderly condition; in that he, Corporal *Brien*, was reeling from side to side and unable to stand properly at attention; in that he, Corporal *Brien*, had his shirt outside of his pants and his clothes otherwise disarranged.

Specification 2—In: That Corporal *George Brien*, "H" Company, 27th Infantry, did, on the 28th day of November, 1868, seize Artificer *Anton F Schmidt*, "H" Company, 27th Infantry, and use threatening



language towards the said Artificer *Schmidt*, to-wit: "I can lick you or any other \* \* man in the company."

Specification 3—In: That Corporal *George Brien*, Company "H," 27th Infantry, did, on or about the 28th day of November, 1868, raise his fist with intent to strike Private *Levi E. Orff*, "H" Company, 27th Infantry, without any provocation on the part of said Private *Orff*.

CHARGE 3—"Conduct prejudicial to good order and military discipline."

Specification—In: That Corporal *George Brien*, "H" Company, 27th Infantry, did, on the 30th day of November, 1868, go to the guard-house and give, without authority, to a prisoner or prisoners there in confinement, whiskey to drink.

CHARGE 4—"Behaving with disrespect towards his commanding officer."

Specification—In: That Corporal *George Brien*, "H" Company, 27th Infantry, did, on the 30th day of November, 1868, when told to move on to the guard-house by his commanding officer, Brevet Major *A. S. Burt*, Captain "H" Company, 27th Infantry, say, "no one man in the company could take him there if he did not want to go," this in a menacing tone and with threatening gestures to Brevet Major *A. S. Burt*, Captain "H" Company, 27th Infantry, his commanding officer, and in the presence of several enlisted men of "H" Company, 27th Infantry, while said Brevet Major *A. S. Burt*, Captain "H" Company, 27th Infantry, was in the execution of his proper office.

To which charges, and the specifications thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Corporal *George Brien*, Company "H," 27th Infantry, "to be reduced to the ranks, and to forfeit of his pay ten dollars (\$10) per month for three (3) months."

The proceedings, finding and sentence, in the case of Corporal

*George Brien*, Company "H," 27th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

6th. Bugler *James Esdell*, Company "I," 2d Cavalry.

CHARGE—"Conduct prejudicial to good order and and military discipline."

Specification 1—In: That Bugler *James Esdell*, Company "I," 2d Cavalry, did use threatening and abusive language toward Corporal *John Coffey*, Company "C," 2d Cavalry, to-wit: "I'll shoot you, you \* \* \*," or words to that effect, when ordered by said corporal to leave the company kitchen of Company "C," 2d U. S. Cavalry, he (the corporal) being in the lawful discharge of his duties.

Specification 2—In: That Bugler *James Esdell*, Company "I," 2d Cavalry, did take from his company ("I") quarters one Sharp's carbine, did load the same and proceed to the quarters of Company "C," 2d Cavalry, with the avowed intent to kill Corporal *John Coffey*, Company "C," 2d U. S. Cavalry.

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Bugler *James Esdell*, Company "I," 2d Cavalry, "to be confined at hard labor, in charge of the post guard, for the period of ten (10) months, wearing a ball weighing twenty (20) pounds, attached to his left leg by a chain six (6) feet long, and to forfeit of his pay twelve dollars (\$12) per month for ten (10) months."

The proceedings, finding and sentence, in the case of Bugler *James Esdell*, Company "I," 2d Cavalry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

7th. Sergeant *George Fisher*, Company "I," 2d Cavalry.

CHARGE—"Drunk on guard."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Sergeant *George Fisher*, Company "I," 2d Cavalry, "to be reduced to the ranks."

The proceedings, finding and sentence, in the case of Sergeant *George Fisher*, Company "I," 2d Cavalry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*



HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha, Nebraska, February 16th, 1869.*

GENERAL ORDERS, }  
No. 11. }

At the instance of Captain *J. S. Tomkins*, 30th Infantry, late Regimental Treasurer of his Regiment, a Court of Inquiry was appointed to meet at Fort Sanders, W. T., for the purpose of investigating the facts and circumstances connected with a deficiency in the Regimental Fund of the 30th Infantry, alleged to have occurred while Captain *Tomkins* was custodian of such fund.

DETAIL FOR THE COURT.

Brevet Brigadier General *L. P. Bradley*, Lieutenant Colonel 27th Infantry.

Brevet Colonel *H. A. Morrow*, Lieutenant Colonel 36th Infantry.

Brevet Brigadier General *J. W. Barriger*, Captain and C. S.

Brevet Colonel *Lewis Merrill*, Major 7th Cavalry, Judge Advocate.

The Court being directed to report and give its opinion upon the facts which may be developed, gives the following report and opinion.

The Court finds that the following are the facts in the case:

1st—That Captain *J. S. Tomkins*, Regimental Treasurer of the 30th Infantry, for want of a proper and safe place to keep the Regimental Fund, turned over to (then Lieutenant) *Thomas D. Murrin*, R. Q. M. 30th Infantry, from time to time, \$1,453.30, to be locked up in Lieutenant *Murrin's* safe, for safe keeping.

2d—That the Post Council of Administration of Fort Russell made, from the Post Fund of which Lieutenant *T. D. Murrin*, R. Q. M. 30th Infantry, was Treasurer, appropriations amounting in the aggregate to \$665.42½, for the Regimental Fund of the 30th Infantry, which amount should have been paid over by Lieutenant *Murrin* to Captain *Tomkins*, and failing this, should have been collected by Captain *Tomkins* when it first fell due, on the 29th of June, 1868.

3d—That from Mr. *Murrin's* and Captain *Tomkins'* statements

before the Court, this amount was never formally paid over by Lieutenant *Murrin* to Captain *Tomkins*.

4th—That Captain *Tomkins* never formally received this amount of \$665, from Lieutenant *Murrin*, but believed from Lieutenant *Murrin's* statement that this money had been placed with the rest of the fund, then locked up in Lieutenant *Murrin's* safe.

5th—That in May, 1868, Captain *Tomkins* received from Lieutenant *Murrin* \$235, belonging to the Regimental Fund, which Captain *Tomkins* took for his own use, and afterwards Captain *Tomkins* replaced this money and gave the amount to Lieutenant *Murrin* to be locked up with the rest of the fund.

6th—That Captain *Tomkins* did make application to Lieutenant *Murrin* for the amounts appropriated by the Post Council of Fort Russell, to the Regimental Fund of the 30th Infantry, at the proper time, and that he did not receive this money then, and has never since received it.

7th—And that this money has never been paid by Mr. *Murrin* into the Treasury of the 30th Infantry.

8th—That Lieutenant *Murrin*, as Post Treasurer of Fort Russell, expended \$455.55, of the money in his trust belonging to the Regimental Fund of the 30th Infantry, for the construction of a post bakery at Fort Russell, and, that while the Court sees no reason to question the integrity of the expenditure of the money, they find, as a fact, that this expenditure was improper'y charged against the Regimental Fund of the 30th Infantry, and that this amount is still due said fund, and that Mr. *Murrin* is responsible for that amount to Captain *J. S. Tomkins*, 30th Infantry, as Regimental Treasurer, and should be compelled to pay it. The Court further find that Mr. *Murrin* expresses his willingness to pay over this amount to the Regimental Fund if it be deemed that it was an improper expenditure of this fund. The Court further find, from the record of the Post Council of Fort Russell and the evidence before it, that this \$455.55, was expended by Mr. *Murrin* for lumber, etc., in the construction of the post bake-house at Fort Russell, and that it is a proper charge

against the Quartermaster's Department, and that in law and equity this amount should be refunded to Mr. *Murrin* by the Quartermaster's Department.

9th—That when Mr. *Murrin* left Fort Steele he did not pay over to Captain *Tomkins*, on demand, the funds which had been placed in his hands for safe keeping, but gave his note of hand, payable on demand, for \$1,040.90½, and his verbal promise to pay the balance in cash before leaving the post, and that failing to pay this amount in cash he authorized Captain *Tomkins* to change the face of the note to make it read as an obligation for \$1,626.72½, and that it was mutually understood between Captain *Tomkins* and Lieutenant *Murrin* that the matter of the expenditure of the \$455.55, was to remain as it then stood, until adjusted by a Council of Administration, and that if the Council should determine that this was an improper expenditure and not chargeable against the Regimental Fund, that it should be refunded to Captain *Tomkins* by Mr. *Murrin*, and it was also understood that Mr. *Murrin*, on reaching a place where he could draw on funds in his possession, would promptly remit the whole amount of the note, as it appeared after alteration, to Captain *Tomkins*.

10th—That a payment by Mr. *Murrin* to Captain *Tomkins* on this note has been made of one thousand dollars, which amount Captain *Tomkins* turned over to his proper successor in office.

11th—The Court finds that on the 31st of August, 1868, the date when Captain *Tomkins* ceased to be Regimental Treasurer of the Regiment, that the money properly belonging to the Regimental Fund of the 30th Infantry was \$2,118.72½.

12th—The Court finds that Captain *Tomkins* is responsible to the Regimental Fund for all the money he received as Regimental Treasurer of the 30th Infantry, and deposited with Lieutenant *Murrin*, namely, \$1,453.30.

13th—The Court finds that Captain *Tomkins*, having been notified of the appropriations by the Post Council of Fort Russell, to the Regimental Fund of the 30th Infantry of \$665.42½, it was his duty as Regimental Treasurer to attempt to collect from Mr. *Murrin* the

amount so appropriated, and the Court further finds that Captain *Tomkins* did make an effort to collect this sum and failed to get it, and that his failure to do so was not caused by any neglect of duty or want of proper measures on his part. The Court further finds that Captain *Tomkins*, in taking up this sum on his account current, was in error, and that his having done so does not make him legally responsible to the Regimental Fund for the money.

14th—The Court find that the responsibility of the sum of \$2,118.72½, the Regimental Fund 30th Infantry, at the time Captain *Tomkins* was relieved as Treasurer of the 30th Infantry, was as follows: That Captain *Tomkins* was responsible for.....\$1,453.30. Of which he has paid..... 1,000.00.

Leaving him responsible at this time for..... \$453.30. And that *T. D. Murrin*, late an officer of the army and post treasurer of Fort Russell, is responsible for \$665.42½, the amount appropriated by the Post Council of Fort Russell to the Regimental Fund of the 30th Infantry, while he (*Murrin*) was Post Treasurer, and which he never paid over; that of this amount \$453.55 should be paid to Mr. *Murrin* by the Quartermaster's Department."

#### OPINION.

"In view of all the facts of the case, the Court is of the opinion that Captain *Tomkins* had no legal right to deposit the money belonging to the regiment, of which he was, by the Regulations of the Army, the custodian, in the hands of Mr. *Murrin*, without taking a voucher therefor, and that he should be censured for so doing.

The Court is further of the opinion that Captain *Tomkins* had no right to use the money belonging to the Regimental Fund, of which he was custodian for private purposes, and that he should be severely censured for so doing. But while the Court most severely condemns Captain *Tomkins'* conduct in using any part of the Regimental Fund for his private purposes, even though it was only a temporary loan, holding that an officer having trust funds in his custody has no right under any circumstances to use such funds for private purposes, the Court acquits Captain *Tomkins* of any motive which should im-



pute a want of integrity in his conduct, and is of opinion that no further proceedings in the matter are called for.

The Court is further of opinion that the Council of Administration at Fort Russell, which appropriated the amounts making up the sum of six hundred and sixty-five dollars and forty-two cents (\$665.42), is censurable that they did not "cause to be paid over" said sum to the Regimental Treasurer of the 30th Infantry, as required by War Department, A. G. O., General Orders No. 22, of April 7, 1866."

The foregoing proceedings, report of facts and opinion, are approved.

The failure of the commanding officer of the regiment and of the post of Fort Russell, to see that the Post Treasurer accounted for and turned over the amount of money due the Post Fund of Fort Russell, when the Treasurer was relieved from duty at that post, and also to see that the Regimental Fund was kept intact, and properly turned over and accounted for, were neglects for which no excuse is apparent.

The censure expressed in the opinion of the Court, is considered sufficient to prevent such carelessness and impropriety as they find cause to rebuke, without any further action in the matter.

The Court of Inquiry, of which Brevet Brigadier General *L. P. Bradley*, Lieutenant Colonel 27th Infantry, is President, is hereby dissolved.

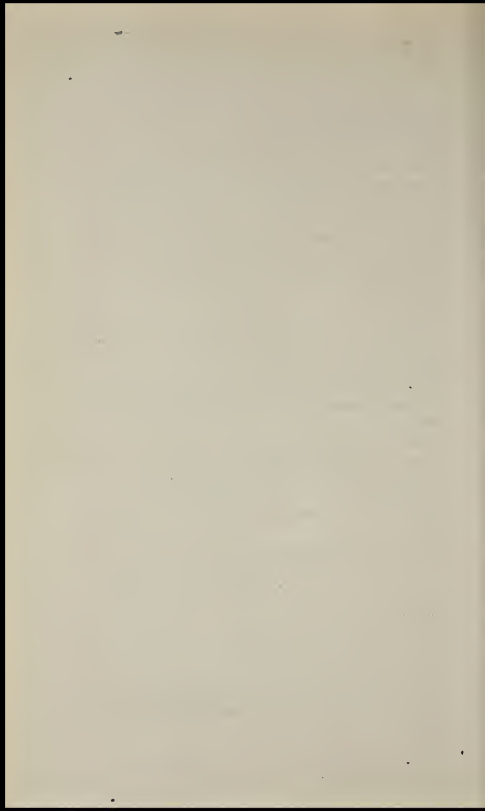
BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Assistant Adjutant General.*



## G. C. M.

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1. Corporal *William E. Gillespie*, Company "E," 36th Infantry.
  2. Private *Archer Barrett*, Company "H," 36th Infantry.
  3. Private *Charles F. Wilson*, Company "B," 36th Infantry.
  4. Private *Godfried Peter*, Company "I," 36th Infantry.
  5. Private *William Dougherty*, Company "H," 36th Infantry.
  6. Private *Levi Cummings*, Company "A," 30th Infantry.
  7. Private *Samuel F. Stroup*, Company "F," 30th Infantry.
  8. Private *James Cuppy*, Company "B," 30th Infantry.
  9. Sergeant *Michael Stewart*, Company "F," 30th Infantry.
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### HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha Nebraska, February 26th, 1869.*

GENERAL ORDERS, {  
No. 12. }

I...Before a General Court Martial, which convened at Fort Bridger, W. T., pursuant to Paragraph 5, Special Orders No. 5, current series, from these Headquarters, and of which Brevet Colonel *A. McArthur*, Captain 36th Infantry, is President, were arraigned and tried:

1st. Corporal *William E. Gillespie*, Company "E," 36th Infantry.

CHARGE—"Disobedience to orders."

Specification—In: That Corporal *William E. Gillespie*, Company "E," 36th U. S. Infantry, a soldier in the service of the United States, having been ordered and instructed in writing by his proper commanding officer, as follows, to-wit:

"HEADQUARTERS FORT BRIDGER, W. T.,  
*November 25th, 1868.*

SPECIAL ORDERS, {  
No. 168. }

(*Extract.*)

2. Corporal *William E. Gillespie*, Company "E," 36th U. S. In-

fantry, with two men, all armed and equipped and supplied with rations for five days, will proceed to Bryan City, Wyoming Territory and return, as guard to Quartermaster's team sent to that point for public stores.

Corporal *Gillespie* will take every precaution to ensure the safety of the public animals and other property entrusted to his care. To this end he will keep one man on watch constantly and in the immediate vicinity of the mules and wagon.

By order of Brevet Colonel HENRY A. MORROW,  
*Commanding Post.*

(Signed) M. L. BRANDT.  
*Lieutenant 36th Infantry, Post Adjutant."*

And placed in charge of a public team as specified in the order, did wilfully fail and neglect to obey such order, in that he did not take the necessary precautions to ensure the safety of the public animals as directed, in consequence of which disobedience four public mules were stolen.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Corporal *William E. Gillespie*, Company "E," 36th U. S. Infantry, "to be reduced to the ranks, and forfeit of his pay ten dollars per month for two months, and be confined at hard labor for the same period, under charge of the guard at the post where his company may be serving."

The proceedings, finding and sentence, in the case of Corporal *William E. Gillespie*, Company "E," 36th Infantry, are approved. On the recommendation of the members of the Court, based on the previous good character of the prisoner and the mitigating circumstances in the case, so much of the sentence as relates to confinement at hard labor, is remitted. The remainder of the sentence is confirmed and will be executed by the proper commanding officer.

2d. Private *Archer Barrett*, Company "H," 36th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Archer Barrett*, Company "H," 36th Infantry, "to forfeit all pay and allowances due or to become due; to be indelibly branded on the left hip with the letter 'D,' one and one-half inches long; to have his head shaved; to be dishonorably discharged and drummed out of the service."

The proceedings, finding and sentence, in the case of Private *Archer Barrett*, Company "H," 36th Infantry, are approved, except so much of the sentence as prescribes branding, which is disapproved; the remainder of the sentence is confirmed and will be executed by the proper commanding officer.

3d. Private *Charles F. Wilson*, Company "B," 36th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Charles F. Wilson*, Company "B," 36th U. S. Infantry, "to forfeit all pay and allowances due and to become due; to have his head shaved; to be indelibly marked on the left hip with the letter 'D,' two inches long; to be dishonorably discharged the service; to be marched around the garrison under guard where his company may be serving, the field music playing the 'Rogue's March,' and to be confined at hard labor, wearing a twenty-four (24) pound ball and five (5) foot chain, on his left leg, for the period of two years, at such military prison as the Commanding General of the Department may direct."

The proceedings, finding and sentence, in the case of Private

*Charles F. Wilson*, Company "B," 36th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer. The guard-house at Fort Bridger, W. T., is designated as the place of confinement.

4th. Private *Godfried Peter*, Company "I," 36th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Godfried Peter*, Company "I," 36th Infantry, "to forfeit all pay and allowances due or that may become due; to be indelibly branded on the left hip with the letter 'D,' one and one-half inches long; to have his head shaved; to be dishonorably discharged and drummed out of the service."

The proceedings, finding and sentence, in the case of Private *Godfried Peter*, Company "I," 36th Infantry, are approved, except so much of the sentence as requires branding, which is disapproved; the remainder of the sentence is confirmed and will be executed by the proper commanding officer.

5th. Private *William Dougherty*, Company "H," 36th Infantry.

CHARGE 1—"Disobedience to orders."

CHARGE 2—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In: That *William Dougherty*, a Private of Company "H," 36th Infantry, having been duly posted as a sentinel over the prisoners in the post guard-house, and having been instructed carefully to guard the prisoners therein, and more especially to prevent the escape of *William Dunbar* and *John Henry*, two prisoners confined in the post guard-house, did fail to prevent said *Dunbar* and *Henry* from passing his post and escaping from confinement.

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

## FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *William Dougherty*, Company "H," 36th U. S. Infantry, "to forfeit to the United States all pay and allowances due him; to be dishonorably discharged the service, and to be confined at hard labor, at such place as the Commanding General may direct for the period of six months."

The proceedings, finding and sentence, in the case of Private *William Dougherty*, Company "H," 36th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer. The guard-house at Fort Bridger, is designated as the place of confinement.

II...Before a General Court Martial, which convened at Fort Fred. Steele, W. T., pursuant to Paragraph 2, Special Orders No. 222, series of 1868, from these Headquarters, and of which Brevet Lieutenant Colonel *C. H. Whittlesey*, Captain 30th Infantry, is President, were arraigned and tried:

6th. Private *Levi Cummings*, Company "A," 30th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

## FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Levi Cummings*, Company "A," 30th Infantry, "to forfeit all pay and allowances now due or that may become due, except the just dues of the laundress; and to be dishonorably discharged the service of the United States."

The proceedings, finding and sentence, in the case of Private *Levi Cummings*, Company "A," 30th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

7th. Private *Samuel F. Stroup*, Company "F," 30th Infantry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification—In: That Private *Samuel F. Stroup*, Company "F," 30th U. S. Infantry, a duly enlisted soldier in the Army of the United States, did steal and take away from his company quarters, with intent to appropriate the same to his own use, or use of other parties whose names are unknown, two (2) Springfield breech-loading muskets, calibre 50, and forty (40) rounds centre-primed metallic cartridges, all of which was the property of the United States, and for which Captain *James Jackson*, Brevet Major U. S. A., was responsible; and also four (4) woolen blankets and one (1) Infantry over coat, part of the clothing issued to him and Private *Charles G. Bassett*, Company "F," 30th Infantry, by the government of the United States.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Samuel F. Stroup*, Company "F," 30th Infantry, "to be confined at hard labor, for the period of six (6) months, at the post guard-house at Fort Fred. Steele, W. T., and forfeit to the United States ten dollars (\$10) per month of his pay for two (2) months."

The proceedings, finding and sentence, in the case of Private *Samuel F. Stroup*, Company "F," 30th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

8th. Private *James Cuppy*, Company "B," 30th Infantry.

CHARGE 1—"Deserting his detachment, in violation of the 21st Article of War."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."



Specification—In: That Private *James Cuppy*, Company "B," 30th Infantry, having been detailed with a detachment under Brevet Captain *J. H. Hays*, 30th Infantry, to recover stock stolen from Fort Fred. Steele, W. T., did desert the party without the consent of Brevet Captain *Hays*, and did take with him the majority of the rations belonging to the men of the detachment.

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *James Cuppy*, Company "B," 30th Infantry, "to be confined at hard labor, in charge of the guard, for three (3) months, wearing a ball weighing twelve (12) pounds, attached to his leg by a chain six (6) feet long, to forfeit to the United States all pay and allowances, excepting the just dues of the laundress, that are now or may become due, and at the expiration of his confinement to be dishonorably discharged and drummed out of the service."

The proceedings, finding and sentence, in the case of Private *James Cuppy*, Company "B," 30th Infantry, are approved, except so much of the sentence as prescribes drumming out, which is disapproved; the remainder of the sentence is confirmed and will be executed by the proper commanding officer.

9th. Sergeant *Michael Stewart*, Company "F," 30th Infantry.

CHARGE 1—"Disobedience of orders."

Specification—In: That Sergeant *Michael Stewart*, Company "F," 30th Infantry, did, while under command of Brevet Captain *Hays*, as sergeant of a detachment sent from Fort Fred. Steele, W. T., to recover stoleu stock, disobey the orders of his commanding officer, Brevet Captain *Hays*, 30th Infantry, and return to the herd of recaptured mules, when directed by Brevet Captain *Hays* to proceed to a certain point designated for the purpose of aiding in the capture of the thieves.

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In: That Sergeant *Michael Stewart*, Company "F," 30th Infantry, while at the time sergeant of a detachment under Brevet Captain *Hays*, 30th Infantry, did endeavor to discourage the men composing the party, while following the trail of stock stolen from Fort Fred. Steele, W. T., telling them that he hoped to God the trail was lost and wouldn't be found again; and that if they succeeded in overtaking the thieves, it would be no use, for they, (the thieves), would probably fight, and they, (the soldiers), would have to leave the mules with them, or words to that effect.

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification, 1st charge—Confirms his plea and finds him "Guilty."

Of the 1st charge—Confirms his plea and finds him "Guilty."

Of the specification, 2d charge—"Guilty," excepting the words "and that if they succeeded in overtaking the thieves, they, (the thieves), would probably fight, and they, (the soldiers), would have to leave the mules with them."

Of the 2d charge—"Guilty,"

and does therefore sentence him, *Michael Stewart*, Sergeant Company "F," 30th Infantry, "to be reduced to the rank of a private soldier, to have his chevrons and stripes taken off in the presence of as many of the troops composing the garrison as can be conveniently assembled, and to be dishonorably discharged the military service of the United States."

The proceedings, finding and sentence, in the case of Sergeant *Michael Stewart*, Company "F," 30th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Assistant Adjutant General.*



## G. C. M.

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Private *Charles La Tour*, Company "G," 30th Infantry.

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HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha Nebraska, March 1st, 1869.*

GENERAL ORDERS, }  
No. 13. }

I...Before a General Court Martial, which convened at Fort Sanders, W. T., pursuant to Paragraph 4, Special Orders No. 207, series of 1868, from these Headquarters, and of which Brevet Colonel *R. I. Dodge*, Major 30th Infantry, is President, was arraigned:

Private *Charles La Tour*, Company "G," 30th Infantry, on the following charge and specification:

CHARGE—"Desertion."

Specification—In this: That he, Private *Charles La Tour*, Company "G," 30th U. S. Infantry, a soldier duly enlisted in the service of the United States, and while awaiting sentence of General Court Martial, did desert the service of the United States at Fort Fred. Steele, Wyoming Territory, on the 16th day of November, 1868, and remain absent until the 6th day of December, 1868, on which date he surrendered himself as a deserter to the commanding officer of Fort Fred. Steele, Wyoming Territory.

To which charge and specification the prisoner pleaded "In bar of trial;" that his term of enlistment had expired previous to his escape from the guard-house; that he was not a soldier and therefore not amenable to trial for desertion.

The evidence showing that the alleged fact of expiration of term of enlistment previous to desertion was true, the Court sustained the plea of the prisoner and dismissed the case.

The Court gives the following grounds for their action:

"Under the contract, (and except when he has to make good time lost by desertion), the individual cannot be held *as a soldier* beyond the period for which he enlisted, consequently he should, *as a soldier*, receive his discharge paper at the date of the expiration of his enlistment, even though as a *criminal* awaiting or under sentence of a Court martial, he may be held for months or years longer."

The proceedings in the case involving an important point, in which it was believed the Court was in error, were referred to the Judge Advocate General for his opinion, which has been given and from which the following extracts are made:

"The refusal of the Court, before which Private *La Tour* was arraigned for desertion, to take jurisdiction of the case, on the ground that the prisoner's term of enlistment had expired prior to the alleged offense, is held to have been an error.

The prisoner, at the time of his unauthorized flight, was legally in confinement awaiting the publication of an order from Department Headquarters on a previous trial, upon another charge under which he had been convicted, he having been arrested with a view to his trial prior to the 21st August, 1868, the date of the expiration of his enlistment. The fact that his trial did not terminate until after this date, does not oust a military court of jurisdiction in the case, nor does the prisoner cease to be amenable to military law until he shall have suffered the punishment awarded by the Court for acts of misconduct committed during his term of enlistment—(See Digest, 'Jurisdiction,' Par. I.)

His contract with the government is not only for service during his enlistment, but for *faithful* service, and he violates this contract by committing crimes which compel the government to inflict punishment. By incurring the punishment of imprisonment, at the hands of a legally constituted court, he releases the government from its agreement to discharge him at the nominal termination of his term of enlistment, by precisely that period which the Court and reviewing authority decide should be spent in confinement, as an atonement for his offense against the military law. Until therefore the termination

of the imprisonment, which follows legally upon his acts, the prisoner does not cease to be a soldier in the service of the United States, and he remains subject to military discipline and liable to military punishment, precisely as if his term of enlistment had not run out. He is held in confinement as a soldier, not as a citizen."

II...The proceedings of the Court, in the foregoing case are disapproved, and it being impracticable to re-assemble the Court for revision of its proceedings, the General Court Martial, of which Brevet Colonel *R. I. Dodge*, Major 30th Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Assistant Adjutant General.*

the following table, the results of the analysis of variance are given for the different groups of subjects, and the results of the analysis of variance for the different groups of subjects are given in the following table.

Group	Mean	Standard Error	t-value	Significance
1	1.00	0.10	10.00	0.001
2	1.00	0.10	10.00	0.001
3	1.00	0.10	10.00	0.001
4	1.00	0.10	10.00	0.001
5	1.00	0.10	10.00	0.001
6	1.00	0.10	10.00	0.001
7	1.00	0.10	10.00	0.001
8	1.00	0.10	10.00	0.001
9	1.00	0.10	10.00	0.001
10	1.00	0.10	10.00	0.001

The results of the analysis of variance are given in the following table, and the results of the analysis of variance for the different groups of subjects are given in the following table.

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4	1.00	0.10	10.00	0.001
5	1.00	0.10	10.00	0.001
6	1.00	0.10	10.00	0.001
7	1.00	0.10	10.00	0.001
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4	1.00	0.10	10.00	0.001
5	1.00	0.10	10.00	0.001
6	1.00	0.10	10.00	0.001
7	1.00	0.10	10.00	0.001
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4	1.00	0.10	10.00	0.001
5	1.00	0.10	10.00	0.001
6	1.00	0.10	10.00	0.001
7	1.00	0.10	10.00	0.001
8	1.00	0.10	10.00	0.001
9	1.00	0.10	10.00	0.001
10	1.00	0.10	10.00	0.001



## G. C. M.

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1. Private *Albert Draving*, Light Battery "C," 3d Artillery.
  2. Private *Daniel Slattery*, Company "B," 27th Infantry.
  3. Private *Eugene Ready*, Company "B," 27th Infantry.
  4. Private *Charles M. Conroy*, Company "F," 27th Infantry.
  5. Private *William Smith*, Company "H," 27th Infantry.
  6. Private *James Fitzgerald*, Company "G," 27th Infantry.
  7. Private *Edward Murphy*, Company "H," 27th Infantry.
  8. Private *William J. Morgan*, Company "E," 27th Infantry.
  9. Corporal *James McCook*, Company "B," 27th Infantry.
  10. Private *John Eberline*, Company "E," 27th Infantry.
  11. Private *William Casey*, Company "F," 27th Infantry.
  12. Private *Harvey Sallade*, Company "K," 27th Infantry.
  13. Corporal *James Lysaght*, Company "E," 27th Infantry.
  14. Private *Daniel McCarty*, Company "D," 27th Infantry.
  15. Private *August Kurtz*, Company "D," 27th Infantry.
  16. Private *William Murtaugh*, Company "I," 27th Infantry.
  17. Private *John Whalin*, Company "D," 27th Infantry.
  18. Private *Charles Landers*, Company "D," 27th Infantry.
  19. Private *Cornelius Murphy*, Company "E," 2d Cavalry.
  20. Private *John Malloy*, Company "C," 18th Infantry.
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### HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha Nebraska, March 6th, 1869.*

GENERAL ORDERS, {  
No. 14. }

I...Before a General Court Martial, which convened at Omaha Barracks, Nebraska, pursuant to Paragraph 2, Special Orders No 228, series of 1868, from these Headquarters, and of which Brevet Lieutenant Colonel *E. F. Townsend*, Major 27th Infantry, is President, were arraigned and tried:

- 1st. Private *Albert Draving*, Light Battery "C," 3d Artillery.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded as follows:

To the specification—"Guilty," except the words "did desert the service of the United States."

To the charge—"Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Albert Draving*, Light Battery "C," 3d Artillery, "to forfeit to the United States all pay and allowances that are or may hereafter become due, except the just dues of the laundress; to be indelibly marked with the letter 'D,' one and one-half inches long, on the left hip; to be dishonorably discharged; to have his head shaved and to be drummed out of the service."

The proceedings, finding and sentence, in the case of Private *Albert Draving*, Light Battery "C," 3d Artillery, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

2d. Private *Daniel Slattery*, Company "B," 27th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except the words "did desert," substituting therefor the words "did absent himself without proper authority."

Of the charge—"Not Guilty" of desertion, but "Guilty" of absent without leave,

and does therefore sentence him, Private *Daniel Slattery*, Company "B," 27th Infantry, "to forfeit to the United States fourteen dollars

(\$14) per month of his monthly pay for four (4) months."

The proceedings, finding and sentence, in the case of Private *Daniel Slattery*, Company "B," 27th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

3d. Private *Eugene Ready*, Company "B," 27th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except the words "did desert the service of the United States," substituting therefor the words "did absent himself without leave from the service of the United States."

Of the charge—"Not Guilty" of desertion, but "Guilty" of absent without leave,"

and does therefore sentence him "to forfeit to the United States fourteen dollars (\$14) per month of his monthly pay for four (4) months, and to be confined at the guard-house for two (2) months at hard labor."

The proceedings, finding and sentence, in the case of Private *Eugene Ready*, Company "B," 27th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

4th. Private *Charles M. Conroy*, Company "F," 27th Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In: That Private *Charles M. Conroy*, Company "F," 27th Infantry, did, without cause or provocation, make use of violent and threatening language towards Sergeant *George Ebert*, Company "F," 27th Infantry, he being in the execution of his office, and when ordered by 1st Sergeant *James A. Farrish*, Company "F,"

27th Infantry, to the guard-house, did resist and strike Sergeant *Farrish*, and when Sergeant *Ebert* came to his aid, did strike and kick Sergeant *Ebert*, using meantime abusive and violent language.

To which charge, and the specification thereto, the accused pleaded as follows:

To the specification—"Not Guilty."

To the charge—"Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," inserting the words "attempted to" between "and" and "strike Sergeant *Farrish*."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Charles M. Conroy*, Company "F," 27th Infantry, "to forfeit to the United States ten dollars (\$10) per month of his monthly pay for four (4) months, to be confined at hard labor, wearing a twenty-four (24) pound ball and a six (6) foot chain attached to his left leg, for three months."

The proceedings, finding and sentence, in the case of Private *Charles M. Conroy*, Company "F," 27th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

5th. Private *William Smith*, Company "H," 27th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *William Smith*, Company "H," 27th Infantry, "to forfeit to the United States all pay and allowances that are or may become due, except the just dues of the laundress; to be indelibly marked on the left hip with the letter 'D,' one and one-half inches.

long, to be dishonorably discharged, to have his head shaved and to be drummed out of the service of the United States."

The proceedings, finding and sentence, in the case of Private *William Smith*, Company "H," 27th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

6th. Private *James Fitzgerald*, Company "G," 27th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *James Fitzgerald*, Company "G," 27th Infantry, "to be confined at hard labor in charge of a guard for six (6) months, wearing a twenty-four (24) pound ball and six (6) foot chain, attached to his left leg; at the expiration of this time to be indelibly marked on his left hip with the letter 'D,' one and one-half inches long; to forfeit all pay and allowances that are or may become due, except the just dues of the laundress; to be dishonorably discharged, to have his head shaved and to be drummed out of the service."

The proceedings, finding and sentence, in the case of Private *James Fitzgerald*, Company "G," 27th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

7th. Private *Edward Murphy*, Company "H," 27th Infantry.

CHARGE 1—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In: That Private *Edward Murphy*, Company "H," 27th Infantry, a duly enlisted soldier of the United States Army, when detailed by 1st Sergeant *William H. Stewart*, Company "H," 27th Infantry, for guard, did refuse to obey the order so detailing him.

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification—In: That he, the said Private *Edward Murphy*, Company "H," 27th Infantry, on or about the 25th day of October, 1868, when asked by 1st Sergeant *Stewart*, (said Sergeant being in the discharge of duty as such), if he was going on guard? (or words to that effect), replied: "No, I will be G—d d—d if I do any other man's duty!" (or words to that effect), and did not go on guard as ordered.

To which charges, and the specifications thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Edward Murphy*, Company "H," 27th Infantry, "to forfeit to the United States ten dollars per month of his monthly pay for a period of four (4) months."

The proceedings, finding and sentence, in the case of Private *Edward Murphy*, Company "H," 27th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

8th. Private *William J. Morgan*, Company "E," 27th Infantry.

CHARGE 1—"Conduct to the prejudice of good order and military discipline."

Specification—In: That he, Private *William J. Morgan*, Company "E," 27th Infantry, when returning from escort duty to Lodge Pole Station, did become drunk and attempt to tear up the cushions of the seats in the railroad car, and did otherwise conduct himself so disorderly with other soldiers in the car, as to compel the conductor to run back the train two (2) miles, to Sidney Station, for the purpose of having him confined there.

CHARGE 2—"Mutinous conduct."

Specification—In: That he, Private *William J. Morgan*, Company "E," 27th Infantry, when arrested for drunkenness and disorderly conduct, by Sergeant *John P. Ell*, Company "E," 27th Infantry, com-

manding escort, did resist his authority in every possible manner, and bite the said sergeant's little finger, nearly severing it at the upper joint, and attempt to strike him, at the same time calling the said sergeant a "Dutch \* \* \*," and saying that he did not care a damn for the sergeant or any one else, or words to that effect, besides did use other abusive language towards the said sergeant and threaten to kill him at first opportunity, the said sergeant being at the time in the discharge of his duty.

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty,"

and does therefore sentence him, Private *William J. Morgan*, Company "E," 27th Infantry, "to forfeit to the United States ten dollars (\$10) per month of his monthly pay for two (2) months."

The proceedings, finding and sentence, in the case of Private *William J. Morgan*, Company "E," 27th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

9th. Corporal *James McCook*, Company "B," 27th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

CHARGE 3—"Attempt to dispose of public property, with intent to defraud the United States, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

## FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification, 1st charge—"Guilty," substituting the words "did absent himself without proper authority" for the words "did desert."

Of the 1st charge—"Not Guilty" of desertion, but "Guilty" of absence without leave.

Of the specification, 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

Of the specification, 3d charge—"Guilty."

Of the 3d charge—"Guilty,"

and does therefore sentence him, Corporal *James McCook*, Company "B," 27th Infantry, "to be reduced to the ranks; to forfeit all pay that is or may become due, to be confined at hard labor, in charge of the guard, wearing a twenty-four (24) pound ball and six (6) foot chain, attached to his left leg for three months, at the expiration of which time to be dishonorably discharged the United States service."

The proceedings, finding and sentence, in the case of Corporal *James McCook*, Company "B," 27th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

10th. Private *John Eberline*, Company "E," 27th Infantry.

CHARGE 1—"Conduct to the prejudice of good order and military discipline."

Specification—In: That Private *John Eberline*, Company "E," 27th Infantry, did threaten to shoot Private *Bonno Geyler*, Company "E," 27th Infantry, placing for that purpose a cartridge in his rifle.

CHARGE 2—"Manslaughter, to the prejudice of good order and military discipline."

Specification—In: That Private *John Eberline*, Company "E," 27th Infantry, did put a cartridge in his rifle and discharged the same in his tent so that the ball entered the body of Private *Jacob Eisley*, Company "E," 27th Infantry, in the adjoining tent, produ-



cing a mortal wound, of which the said Private *Fisley* died in a few moments.

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification of the 1st charge—"Not Guilty."

Of the 1st charge—"Not Guilty."

Of the specification 2d charge—"Guilty," inserting the word "accidentally" before the word "discharged."

Of the 2d charge—"Guilty," inserting the word "involuntary" before "manslaughter,"

and does therefore sentence him, Private *John Eberline*, Company "E," 27th Infantry, "to forfeit to the United States ten dollars (\$10) per month of his monthly pay for six (6) months; to be confined at hard labor under charge of a guard; to wear a twenty-four (24) pound ball attached to his left leg by a six (6) foot chain for six months, ten (10) days of each month to be passed in solitary confinement."

The proceedings, finding and sentence, in the case of Private *John Eberline*, Company "E," 27th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

11th. Private *William Casey*, Company "F," 27th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *William Casey*, Company "F," 27th Infantry, "to be dishonorably discharged the service of the United States, with the loss of all pay and allowances that are or may become due, except

the just dues of the laundress; to be indelibly marked on the left hip with the letter 'D,' one and one-half inches long, to have his head shaved and to be drummed out of the service."

The proceedings, finding and sentence, in the case of Private *William Casey*, Company "F," 27th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

12th. Private *Harvey Sallade*, Company "K," 27th Infantry,

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Harvey Sallade*, Company "K," 27th Infantry, "to be confined at hard labor in charge of a guard for a period of six months, wearing a twenty-four pound ball and a six foot chain, attached to his left leg, and at the expiration of this time to be indelibly marked with the letter 'D,' one and one-half inches long on his left hip, to have his head shaved, and to be dishonorably discharged, and to be drummed out of the service, forfeiting all pay and allowances that are or may become due, except the just dues of the laundress."

The proceedings, finding and sentence, in the case of Private *Harvey Sallade*, Company "K," 27th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

13th. Corporal *James Lysaght*, Company "E," 27th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty" except the words "did desert," substituting therefor the words "did absent himself without authority."

Of the charge—"Not Guilty" of desertion, but "Guilty of absence without leave,"

and does therefore sentence him, Corporal *James Lysaght*, Company "E," 27th Infantry, "to be reduced to the ranks as a private soldier, and to forfeit fourteen dollars of his monthly pay per month for four months."

The proceedings, finding and sentence, in the case of Corporal *James Lysaght*, Company "E," 27th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

14th. Private *Daniel McCarty*, Company "D," 27th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Daniel McCarty*, Company "D," 27th Infantry, "to forfeit to the United States all pay and allowances that are due, or that may become due, except the just dues of the laundress; to be dishonorably discharged; to be branded with the letter 'D,' one and one-half inches long on the left hip, and have his head closely shaved and be drummed out of the military service of the United States."

The proceedings, finding and sentence, in the case of Private *Daniel McCarty*, Company "D," 27th Infantry, are approved, except so

much of the sentence as requires branding, which is disapproved; the remainder of the sentence is confirmed and will be executed by the proper commanding officer.

15th. Private *August Kurtz*, Company "D," 27th Infantry.

CHARGE—"Sentinel sleeping on post."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *August Kurtz*, Company "D," 27th Infantry, "to forfeit ten dollars of his monthly pay per month for six months, and to be confined at hard labor, in charge of the guard, wearing a twelve pound ball attached to his left leg by a chain six feet in length, for the same period."

The proceedings, finding and sentence, in the case of Private *August Kurtz*, Company "D," 27th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

16th. Private *William Murtaugh*, Company "I," 27th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In: That Private *William Murtaugh*, "I" Company, 27th U. S. Infantry, being one of the post guard at Omaha Barracks, Neb., did, whilst on duty with said guard, furnish whiskey to prisoners confined in post guard-house.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *William Murtaugh*, Company "I," 27th Infantry, "to forfeit to the United States ten dollars of his monthly pay per month for

three months, and to be confined at hard labor, in charge of the guard, for the same period."

The proceeding, finding and sentence, in the case of Private *William Murtaugh*, Company "I," 27th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

17th. Private *John Whalin*, Company "D," 27th Infantry.

CHARGE—"Neglect, to the prejudice of good order and military discipline."

Specification—In: That Private *John Whalin*, Company "D," 27th U. S. Infantry, did enter a tent and take one Spencer carbine, which was in the possession of *Charles Bowles*, citizen, employed in the Quartermaster's Department, being the property of the United States, and did fail and neglect thereafter to return or properly account for it.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *John Whalin*, Company "D," 27th Infantry.

The proceedings, finding and acquittal, in the case of Private *John Whalin*, Company "D," 27th Infantry, are approved; Private *Whalin* will be released from confinement and restored to duty.

18th. Private *Charles Landers*, Company "D," 27th Infantry,

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification—In: That Private *Charles Landers*, "D" Company, 27th U. S. Infantry, did enter a tent and feloniously take one Spencer carbine, which was in the possession of *Charles Bowles*, citizen employee in the Quartermaster's Department, being the property of the United States, with intent to convert the same to his own use.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Charles Landers*, Company "D," 27th U. S. Infantry, "to be confined at hard labor, in charge of the guard, wearing a twelve (12) pound ball, attached to the leg by a chain six (6) feet in length, for six (6) months; to forfeit all pay and allowances that are due or that may become due for the same period, except the necessary fatigue clothing, and at the expiration of this sentence, to be dishonorably discharged the service of the United States."

The proceedings, finding and sentence, in the case of Private *Charles Landers*, Company "D," 27th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

II...Before a General Court Martial, which convened at Fort D. A. Russell, W. T., pursuant to Paragraph 3, Special Orders No. 216, series of 1868, from these Headquarters, and of which Brevet Major *D. S. Gordon*, Captain 2d Cavalry, is President, were arraigned and tried:

19th. Private *Cornelius Murphy*, Company "E," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Cornelius Murphy*, Company "E," 2d Cavalry, "to forfeit all pay and allowances now due or become due, except the just dues of the laundress; to be branded with the letter 'D,' one and one-half inches long on the left hip, to have his head shaved and to be drummed out of the service of the United States."

The proceedings, finding and sentence, in the case of Private *Cornelius Murphy*, Company "E," 2d Cavalry, are approved, except so much of the sentence as requires branding, which is disapproved; the remainder of the sentence is confirmed and will be executed by the proper commanding officer.

20th. Private *John Malloy*, Company "C," 18th Infantry.

CHARGE—"Drunk on guard."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *John Malloy*, Company "C," 18th Infantry, "to forfeit to the United States ten dollars (\$10) of his monthly pay for three (3) consecutive months."

The proceedings, finding and sentence, in the case of Private *John Malloy*, Company "C," 18th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Assistant Adjutant General.*





## G. C. M.

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1. Private *Otto Hupfeld*, Company "M," 2d Cavalry.
  2. Private *William H. Rainsdell*, Company "M," 2d Cavalry.
  3. Private *James L. Spriggs*, Company "M," 2d Cavalry.
  4. Private *William Barry*, Company "M," 2d Cavalry.
  5. Private *William Dody*, Company "M," 2d Cavalry.
  6. Private *James Flaherty*, Company "I," 18th Infantry.
  7. Wagoner *Michael Coogan*, Company "I," 27th Infantry.
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### HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha Nebraska, March 9th, 1869.*

#### GENERAL ORDERS, } No. 15. }

1...Before a General Court Martial, which convened at Fort Sedgwick, C. T., pursuant to Paragraph 2, Special Orders No. 23, current series, from these Headquarters, and of which Colonel *H. B. Carrington*, 18th Infantry, is President, were arraigned and tried:

1st. Private *Otto Hupfeld*, Company "M," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded as follows:

To the specification—"Guilty," except the words "and remain absent until apprehended at Fort Sedgwick, C. T., December 9th, 1868," to the excepted words "Not Guilty."

To the charge—"Guilty."

#### FINDING AND SENTENCE:

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except the words "and remain absent until apprehended at Fort Sedgwick, C. T., December 9th, 1868," of the excepted words "Not Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Otto Hupfeld*, Company "M," 2d Cavalry, "to forfeit all pay and allowances that are or may become due, except the just dues of the laundress; to be indelibly marked on the left hip with the letter 'D,' one and a half inches long; to be dishonorably discharged and trumpeted out of the garrison."

The proceedings, finding and sentence, in the case of Private *Otto Hupfeld*, Company "M," 2d Cavalry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

2d. Private *William H. Rainsdell*, Company "M," 2d Cavalry.

CHARGE—"Drunkenness on duty."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *William H. Rainsdell*, Company "M," 2d Cavalry, "to be confined at hard labor, in charge of the guard at the post where his company may be serving, for a period of three months."

The proceedings, finding and sentence, in the case of Private *William H. Rainsdell*, Company "M," 2d Cavalry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

3d. Private *James L. Spriggs*, Company "M," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *James L. Spriggs*, Company "M," 2d Cavalry, "to be confined at hard labor, with ball and chain, in charge of the guard at the post where his company may be serving, for a period of three months; to forfeit all pay and allowances now due, or that may be-

come due, except the just dues of the laundress; at the end of which time to be indelibly marked on the left hip with the letter 'D,' one and a half inches long, to have his head shaved, and then to be dishonorably discharged and bugled out of the garrison."

The proceedings, finding and sentence, in the case of Private *James L. Spriggs*, Company "M," 2d Cavalry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

4th. Private *William Barry*, Company "M," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *William Barry*, Company "M," 2d Cavalry, "to be confined at hard labor, with ball and chain, in charge of the guard at the post where his company may be serving, for a period of three months; to forfeit all pay and allowances now due, or that may become due, except the just dues of the laundress; at the end of which time to be indelibly marked on the left hip with the letter 'D,' one and a half inches long, to have his head shaved and then to be dishonorably discharged and bugled out of the garrison."

The proceedings, finding and sentence, in the case of Private *William Barry*, Company "M," 2d Cavalry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

5th. Private *William Dody*, Company "M," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *William Dody*, Company "M," 2d Cavalry, "to be confined at hard labor with ball and chain, in charge of the guard

at the post where his company may be serving, for a period of three months; to forfeit all pay and allowances now due or that may become due, except the just dues of the laundress; at the end of which time to be indelibly marked on the left hip with the letter 'D,' one and a half inches long; to have his head shaved and then to be dishonorably discharged and bugled out of the garrison."

The proceedings, finding and sentence, in the case of Private *William Dody*, Company "M," 2d Cavalry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

6th. Private *James Flaherty*, Company "I," 18th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *James Flaherty*, Company "I," 18th Infantry, "to be confined at hard labor with ball and chain, in charge of the guard at the post where his company may be serving, for a period of three months; to forfeit all pay and allowances now due or that may become due, except the just dues of the laundress; at the end of which time to be indelibly marked on the left hip with the letter 'D,' one and a half inches long; to have his head shaved and then to be dishonorably discharged and bugled out of the garrison."

The proceedings, finding and sentence, in the case of Private *James Flaherty*, Company "I," 18th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

II...Before a General Court Martial, which convened at Omaha Barracks, Nebraska, pursuant to Paragraph 2, Special Orders No. 228, series of 1868, from these Headquarters, and of which Brevet Lieutenant Colonel *E. F. Townsend*, Major 27th Infantry, is President, were arraigned and tried:

7th. Wagoner *Michael Coogan*, Company "I," 27th Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Desertion."

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty," except the words "did desert," substituting therefor the words "did absent himself without proper authority."

Of the 2d charge—"Not Guilty" of desertion, but "Guilty" of absence without leave,

and does therefore sentence him, Wagoner *Michael Coogan*, Company "I," 27th Infantry, "to forfeit to the United States ten dollars per month of his monthly pay for two months."

The proceedings, finding and sentence, in the case of Wagoner *Michael Coogan*, Company "I," 27th Infantry, are disapproved; the record fails to show what members of the Court took part in revising the proceedings in this case, after being re-assembled for that purpose. Wagoner *Coogan* will be released from confinement and restored to duty.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Assistant Adjutant General.*



## G. C. M.

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1. Private *John Baldwin*, Company "A," 18th Infantry.
  2. Private *James Davis*, Company "B," 18th Infantry.
  3. Private *Christopher McIntire*, Company "B," 18th Infantry.
  4. Private *John Keneley*, Company "D," 2d Cavalry.
  5. Private *James Crowley*, Company "A," 18th Infantry.
  6. Private *John Dolan*, Company "G," 18th Infantry.
  7. Private *John Morris*, Company "E," 2d Cavalry.
  8. Private *Henry Dew*, Company "F," 2d Cavalry.
  9. Private *James Sherman*, Company "B," 18th Infantry.
  10. Private *James Tully*, Company "B," 27th Infantry.
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### HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha Nebraska, March 13th, 1869.*

#### GENERAL ORDERS, } No. 16. }

I...Before a General Court Martial, which convened at Fort D. A. Russell, W. T., pursuant to Paragraph 2, Special Orders No. 26, current series, from these Headquarters, and of which Brevet Colonel *J. S. Brisbin*, Major 2d Cavalry, is President, were arraigned and tried:

1st. Private *John Baldwin*, Company "A," 18th Infantry.

CHARGE—"Drunk on guard."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *John Baldwin*, Company "A," 18th Infantry, "to forfeit to the United States twenty dollars and be confined at hard

labor, in the post guard-house at Fort D. A. Russell, for the period of one calendar month."

The proceedings, finding and sentence, in the case of Private *John Baldwin*, Company "A," 18th Infantry, are approved. In consideration of the good character given the prisoner by his Captain, so much of the sentence as requires confinement after the expiration of his term of enlistment, is remitted; the remainder of the sentence is confirmed and will be executed by the proper commanding officer.

2d. Private *James Davis*, Company "B," 18th Infantry.

CHARGE—"Drunk on guard."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *James Davis*, Company "B," 18th Infantry, "to forfeit to the United States thirty dollars, and to be confined at hard labor, under charge of the guard, for one month."

The proceedings, finding and sentence, in the case of Private *James Davis*, Company "B," 18th Infantry, are approved, so much of the sentence as requires confinement after the expiration of his term of enlistment, is remitted; the remainder of the sentence is confirmed and will be executed by the proper commanding officer.

3d. Private *Christopher McIntire*, Company "B," 18th Infantry.

CHARGE—"Drunk on guard."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Christopher McIntire*, Company "B," 18th Infantry, "to forfeit to the United States the sum of thirty dollars, and be confined at hard labor, under charge of the guard, for one month."



The proceedings, finding and sentence, in the case of Private *Christopher McIntire*, Company "B," 18th Infantry, are approved, so much of the sentence as requires confinement after the expiration of his term of enlistment, is remitted; the remainder of the sentence is confirmed and will be executed by the proper commanding officer.

4th. Private *John Keneley*, Company "D," 2d Cavalry.

CHARGE—"Drunk on guard."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him. Private *John Keneley*, Company "D," 2d Cavalry, "to forfeit to the United States thirty dollars, and to be confined at hard labor, under charge of the guard, for one month."

The proceedings, finding and sentence, in the case of Private *John Keneley*, Company "D," 2d Cavalry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

5th. Private *James Crowley*, Company "A," 18th Infantry.

CHARGE 1—"Drunk on guard."

CHARGE 2—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In: That Private *James Crowley*, "A" Company, 18th Infantry, did permit himself to be deprived of his arms, while posted as a sentinel of the post guard at Fort D. A. Russell, W. T.

CHARGE 3—"Losing his arms."

To which charges, and the specifications thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *James Crowley*, Company "A," 18th Infantry, "to

forfeit of his pay twelve dollars per month for five months, and to be confined at hard labor, at Fort D. A. Russell, W. T., under charge of the the guard, wearing a ball and chain six feet long, for the period of three months."

The proceedings, finding and sentence, in the case of Private *James Crowley*, Company "A," 18th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

6th. Private *John Dolan*, Company "G," 18th Infantry,

CHARGE—"Drunk on guard."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *John Dolan*, Company "G," 18th Infantry, "to forfeit to the United States thirty dollars, and to be confined at hard labor, under charge of the guard, for thirty days."

The proceedings, finding and sentence, in the case of Private *John Dolan*, Company "G," 18th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

7th. Private *John Morris*, Company "E," 2d Cavalry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In: That Private *John Morris*, Company "E," 2d Cavalry, when ordered by 1st Sergeant *Lewis V. Kiely*, Company "E," 2d Cavalry, to get ready for guard, did reply, "I will not go on guard."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sen-

tence him, Private *John Morris*, Company "E," 2d Cavalry, "to forfeit of his pay fifteen dollars for one month."

The proceedings, finding and sentence, in the case of Private *John Morris*, Company "E," 2d Cavalry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

8th. Private *Henry Dew*, Company "F," 2d Cavalry.

CHARGE—"Drunk on guard."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Henry Dew*, Company "F," 2d Cavalry, "to forfeit to the United States thirty dollars, and to be confined at hard labor, in the post guard-house at Fort D. A. Russell, for thirty days."

The proceedings, finding and sentence, in the case of Private *Henry Dew*, Company "F," 2d Cavalry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

9th. Private *James Sherman*, Company "B," 18th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded as follows:

To the 1st specification, 1st charge—"Guilty."

To the 2d specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the 1st specification, 2d charge—"Not Guilty."

To the 2d specification, 2d charge—"Guilty."

To the 2d charge—"Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds

the accused "Guilty," as charged, and does therefore sentence him, Private *James Sherman*, Company "B," 18th Infantry, "to forfeit to the United States all pay and allowances now due or that may become due, except the just dues of the laundress; to be dishonorably discharged the service of the United States; to be indelibly branded with the letter 'D,' one and a half inches long, on the left hip, and to be confined at hard labor for the period of two years, in such penitentiary as the Commanding General may direct."

The proceedings, finding and sentence, in the case of Private *James Sherman*, Company "B," 18th Infantry, are approved, except so much of the sentence as requires branding, which is disapproved; the remainder of the sentence is confirmed and will be executed by the proper commanding officer. The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoner, to which point he will be conducted under suitable guard. A copy of this order will be turned over to the warden of the penitentiary with the prisoner.

II...Before a General Court Martial, which convened at Omaha Barracks, Nebraska, pursuant to Paragraph 2, Special Orders No. 228, series of 1868, from these Headquarters, and of which Brevet Major *William Sinclair*, Captain 3d Artillery, is President, were arraigned and tried:

10th. Private *James Tully*, Company "B," 27th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *James Tully*, Company "B," 27th Infantry, "to forfeit ten dollars of his monthly pay per month for six months; to be confined at hard labor, in charge of the guard, wearing a twelve pound ball attached to his left leg by a chain six feet in length, for the same period."

The proceedings, finding and sentence, in the case of Private *James Tully*, Company "B," 27th Infantry, are approved; on the recommendation of the members of the Court sitting in the case, based on the mitigating circumstances, the sentence is mitigated to confinement at hard labor, in charge of the guard, for one month, and to additional solitary confinement for fourteen days on bread and water diet; and, as modified, will be executed by the proper commanding officer.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*

1. The first part of the document discusses the importance of maintaining accurate records of all transactions. It emphasizes that proper record-keeping is essential for the transparency and accountability of the organization. This section also outlines the various methods used to collect and analyze data, ensuring that the information is reliable and up-to-date.

2. The second part of the document focuses on the implementation of the proposed changes. It details the steps involved in the process, from the initial planning stage to the final execution. This section also addresses the potential challenges that may arise during the implementation phase and provides strategies to overcome them.

3. The third part of the document discusses the impact of the proposed changes on the organization. It highlights the expected benefits, such as improved efficiency and cost savings, and also addresses the potential risks and drawbacks. This section also includes a comparison of the proposed changes with the current state of the organization, providing a clear picture of the expected outcomes.

4. The fourth part of the document provides a summary of the key findings and conclusions. It reiterates the importance of the proposed changes and the need for continued monitoring and evaluation. This section also includes a list of recommendations for future research and development, ensuring that the organization remains at the forefront of its field.

HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha Nebraska, March 22d, 1869.*

GENERAL ORDERS, }  
No. 17. }

I...In obedience to Paragraph 16, Special Orders No. 49, current series, Headquarters of the Army, Brevet Colonel *Lewis Merrill*, Major 7th Cavalry, is relieved from duty as Acting Judge Advocate of this Department, and will proceed to join his regiment in the Department of the Missouri.

II...Brevet Major *George B. Russell*, Captain 44th Infantry, is assigned to duty as Acting Judge Advocate of the Department, and will relieve Brevet Colonel *Lewis Merrill*, 7th Cavalry, ordered to the Department of the Missouri.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*





HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha Nebraska, March 23d, 1869.*

GENERAL ORDERS, {  
No. 18. }

I...The consolidation of the present 4th and 30th Regiments of Infantry into a new regiment, the 4th Infantry, as ordered by Paragraph 9, General Orders No. 17, current series, from Headquarters of the Army, will be effected as follows:

ENLISTED MEN.

Companies "A" and "I," 4th Infantry, to constitute new Company "A," 4th Infantry, to remain at Fort Fetterman.

Companies "B" and "H," 30th Infantry, to constitute new Company "B," 4th Infantry, to remain at Fort Fred. Steele.

Companies "G" and "C," 30th Infantry, to constitute new Company "C," 4th Infantry, to remain at Fort Sanders.

Companies "D," 4th Infantry, and "E," 30th Infantry, to constitute new Company "D," 4th Infantry, to go to Fort D. A. Russell.

Companies "E" and "C," 4th Infantry, to constitute new Company "E," 4th Infantry, to remain at Fort Fetterman.

Companies "F" and "H," 4th Infantry, to constitute new Company "F," 4th Infantry, to remain at Fort Laramie.

Companies "G," 4th Infantry, and "K," 30th Infantry, to constitute new Company "G," 4th Infantry, to go to Fort D. A. Russell.

Companies "F" and "A," 30th Infantry, to constitute new Company "H," 4th Infantry, to remain at Fort Fred. Steele.

Companies "D" and "I," 30th Infantry, to constitute new Company "I," 4th Infantry, to remain at Fort Sanders.

Companies "B" and "K," 4th Infantry, to constitute new Company "K," 4th Infantry, to remain at Fort Laramie.

COMMISSIONED OFFICERS.

Company "A," { Captain *George M. Randall.*  
1st Lieutenant *George Atcheson.*  
2d Lieutenant *Rufus B. Brown.*

Company "B,"	{	Captain <i>John Miller.</i> 1st Lieutenant <i>James H. Spencer.</i> 2d Lieutenant <i>John Scott.</i>
Company "C,"	{	Captain <i>Edwin M. Coates.</i> 1st Lieutenant <i>John W. Bubb.</i> 2d Lieutenant <i>John S. Bishop.</i>
Company "D,"	{	Captain <i>Robert P. McKibbin.</i> 1st Lieutenant <i>Henry C. Sloan.</i> 2d Lieutenant <i>Edward L. Bailey.</i>
Company "E,"	{	Captain <i>Caleb H. Carlton.</i> 1st Lieutenant <i>John J. S. Hassler.</i> 2d Lieutenant <i>Henry Seton.</i>
Company "F,"	{	Captain <i>Avery B. Cain.</i> 1st Lieutenant <i>Edward Simonton.</i> 2d Lieutenant <i>Buller D. Price.</i>
Company "G,"	{	Captain <i>William H. Powell.</i> 1st Lieutenant <i>Whittingham Cox.</i> 2d Lieutenant <i>Theodore E. True.</i>
Company "H,"	{	Captain <i>Henry W. Patterson.</i> 1st Lieutenant <i>Joseph H. Hays.</i> 2d Lieutenant <i>Robert H. Young.</i>
Company "I,"	{	Captain <i>David D. Van Valzah.</i> 1st Lieutenant <i>William H. Andrews.</i> 2d Lieutenant <i>Peter A. Lantz.</i>
Company "K,"	{	Captain <i>William S. Collier.</i> 1st Lieutenant <i>Thomas F. Quinn.</i> 2d Lieutenant <i>Phineas P. Barnard.</i>

This consolidation will be accomplished at as early a day as practicable. Immediately upon consolidation and formation of each new company of the 4th Infantry as heretofore directed, a return thereof will be made to Regimental and Department Headquarters. Upon completion of the formation of the entire regiment, one Regimental Return will be furnished direct to the Adjutant General's Office and one to these Headquarters.

Regimental Headquarters 4th Infantry will be established at Fort Laramie. The present Adjutant and Quartermaster of the 4th Infantry, will be retained in their positions till otherwise ordered by the Colonel of the Regiment.

Officers assigned to companies at posts other than those at which they are now serving, will proceed to join their proper stations without delay.

Commanding officers of posts at which consolidations are to be made, are charged with the execution of the same.

II...Should any of the company officers hereby assigned, desire to be put on the list of those "awaiting orders," they will report immediately to these Headquarters by telegraph.

III...Captains will select from the non-commissioned officers, musicians, etc., of the consolidated companies, the number authorized, to wit: six (6) sergeants, eight (8) corporals, two (2) musicians, two (2) artificers, one (1) wagoner, and discharge the supernumeraries of these grades, unless they choose to remain as privates. Company records, company funds and all company property will be turned over with the companies to which they belong to the Captains of the new companies to which they are transferred.

The Regimental Colors, Funds, Library and all regimental property of the present 30th Infantry, will be turned over to Lieutenant Colonel *Potter*, 4th Infantry, for ultimate transfer to Headquarters 4th Infantry.

The Regimental non-commissioned staff officers 30th Infantry, will be sent to Fort Sanders, to report to Brevet Brigadier General *J. H. Potter*, Lieutenant Colonel 4th Infantry, as reorganized, who will select from them and the Regimental non-commissioned staff officers of the present 4th Infantry, those to be retained in consolidation, and will discharge the supernumeraries.

IV...The following named officers not required in the consolidation, and now at the posts set opposite their respective names, will repair to their homes, and report by letter to the Adjutant General of the Army, monthly, as "awaiting orders," viz:

Fort Fetterman,	{	Captain <i>George W. Dost.</i>
	{	1st Lieutenant <i>Carl Veitenheimer.</i>
Fort Laramie,	{	1st Lieutenant <i>Anthony W. Vogdes.</i>

Fort D. A. Russell,	{	Captain <i>Charles H. Whittelsey.</i> Captain <i>Appleton D. Palmer.</i> 2d Lieutenant <i>Luther M. Longshaw.</i>
Fort Sanders,	{	Captain <i>Samuel P. Ferris.</i> Captain <i>James S. Tomkins.</i> 1st Lieutenant <i>Josiah A. Sheetz.</i> 1st Lieutenant <i>Patrick H. Breslin.</i> 2d Lieutenant <i>John T. O'Brien.</i>
Fort Fred. Steele,	{	Colonel <i>J. D. Stevenson.</i> Captain <i>James Jackson.</i> 1st Lieutenant <i>Alexander S. B. Keyes.</i> 1st Lieutenant <i>David A. Griffith.</i>

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*

HEADQUARTERS DEPARTMENT OF THE PLATTE,

*Omaha Nebraska, March 29th, 1869.*

GENERAL ORDERS, {  
No. 19. }

Second Lieutenant *A. W. Greeley*, 36th Infantry, having reported at these Headquarters in obedience to Paragraph 1, Special Orders No. 54, current series, from Headquarters of the Army, is announced as the Acting Signal Officer of this Department.

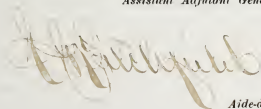
Such facilities and assistance as may be required by him in carrying out the instructions he may receive from time to time, will be furnished on his requisition by all post commanders in the Department.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:



*Aide-de-Camp.*

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HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha Nebraska, April 7th, 1869.*

GENERAL ORDERS, }  
No. 20. }

The Commanding General announces with satisfaction, the successful result of an expedition under command of 2d Lieutenant *Robert H. Young*, 30th Infantry, sent from Fort Fred. Steele, on the 22d ult., to recover government mules stolen from the post train by Indians.

The attack upon the train was made at about 9½ o'clock A. M., on the 22d ult., three miles below the post. Second Lieutenant *Young* and a party of 35 men, were sent in pursuit of the Indians upon information of the attack. They reached the train at one P. M. Following the trail thence sixty miles north-easterly in the direction of Fort Fetterman, they came upon the Indian camp at 10 o'clock the same night, and immediately attacked it, recapturing twenty-three government mules, and capturing five indian mules, nine ponies and the Indian camp with all its furniture and equipage complete. Five Indians, three government mules and three indian ponies were killed in the fight, and several Indians were wounded. The Indians not killed, believed to be about thirty in number, made good their escape under cover of the darkness of the night.

By reason of the great severity of the weather, and consequent suffering of the men when halted, the command at once returned with the captured stock to Fort Fred. Steele, reaching there about 11 o'clock the following morning, the 23d ultimo.

First Lieutenant *James H. Spencer*, 30th Infantry, and Mr. *A. J. Petty*, accompanied the party and took an active part in the pursuit and attack.

No provisions, other than a small amount of hard bread was taken with the expedition, and many of the men had nothing to eat till their return to the post.

Lieutenant *Young* commends the uniform excellent behaviour of

the entire command, reporting that his only difficulty was to find men willing to hold the animals of the party, while the other men were engaged in the fight.

The march of one hundred and twenty miles, with the successful encounter with hostile Indians, all performed within twenty-four hours by this command, gives this expedition a record not yet earned by any other, during the period the Department has been under charge of the Commanding General. He tenders to Lieutenants *Young* and *Spencer*, 30th Infantry, to Mr. *Petty*, and the men of the command his sincere thanks for the signal service thus performed by them.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Brevet Lieutenant Colonel,*

*Aide-de-Camp.*



HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, April 8th, 1869.*

GENERAL ORDERS, }  
No. 21. }

I...The sentence of forfeiture of pay, for the offence of drunkenness on duty, awarded by General Court Martial to Private *John Leonard*, Company "G," 18th Infantry, and promulgated in General Orders No. 5, current series, from these Headquarters, being unauthorized and void, is hereby set aside.

II...The sentences of General Courts Martial awarded Private *Clarence Barrett*, Company "H," 2d Cavalry, promulgated in General Orders No. 5, current series, from these Headquarters, and Private *Charles Landers*, Company "D," 27th Infantry, promulgated in General Orders No. 9, current series, from these Headquarters, not being authenticated by the signatures of the Presidents and Judge Advocates of the respective Courts, and it being impracticable to reconvene these Courts, are hereby set aside.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Brevet Lieutenant Colonel,*

*Aide-de-Camp.*

# THE HISTORY OF THE UNITED STATES

OF AMERICA

BY

JOHN F. JOHNSON

THE HISTORY OF THE UNITED STATES OF AMERICA, FROM THE FIRST SETTLEMENTS TO THE PRESENT TIME. IN THREE VOLUMES. VOL. I. FROM THE FIRST SETTLEMENTS TO THE END OF THE SEVENTEENTH CENTURY.

THE HISTORY OF THE UNITED STATES OF AMERICA, FROM THE FIRST SETTLEMENTS TO THE PRESENT TIME. IN THREE VOLUMES. VOL. II. FROM THE BEGINNING OF THE EIGHTEENTH CENTURY TO THE END OF THE NINETEENTH CENTURY.

THE HISTORY OF THE UNITED STATES OF AMERICA, FROM THE FIRST SETTLEMENTS TO THE PRESENT TIME. IN THREE VOLUMES. VOL. III. FROM THE BEGINNING OF THE EIGHTEENTH CENTURY TO THE PRESENT TIME.

NEW YORK: JOHN F. JOHNSON.

1877.

1877.

THE HISTORY OF THE UNITED STATES

OF AMERICA

HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha Nebraska, April 10th, 1869.*

GENERAL ORDERS, {  
 No. 22. }

I...The operation of General Orders No. 19, Headquarters of the Army, current series, and the election of Captains *Carlton* and *Randall*, 4th Infantry, and *Van Valzah*, 30th Infantry, and Lieutenants *Andrews* and *Hays*, 30th Infantry, and *Seton*, 4th Infantry, to be placed on "awaiting orders," and the promotion of 2d Lieutenant *Lantz*, 30th Infantry, make it necessary to modify the provisions of General Orders No. 18, current series, from these Headquarters.

The following will be the company officers of the 4th Infantry.

Company "A,"	{	Captain <i>John Miller</i> . 1st Lieutenant <i>George Atcheson</i> . 2d Lieutenant <i>Rufus P. Brown</i> .
Company "B,"	{	Captain <i>Charles G. Bartlett</i> . 1st Lieutenant <i>James H. Spencer</i> . 2d Lieutenant <i>John Scott</i> .
Company "C,"	{	Captain <i>Edwin M. Coates</i> . 1st Lieutenant <i>John W. Bubb</i> . 2d Lieutenant <i>John S. Bishop</i> .
Company "D,"	{	Captain <i>Robert P. McKibbin</i> . 1st Lieutenant <i>Henry C. Sloan</i> . 2d Lieutenant <i>Edward L. Bailey</i> .
Company "E,"	{	Captain <i>Henry W. Patterson</i> . 1st Lieutenant <i>John J. S. Hassler</i> . 2d Lieutenant <i>John J. O'Brien</i> .
Company "F,"	{	Captain <i>A. B. Cain</i> . 1st Lieutenant <i>Edward Simonton</i> . 2d Lieutenant <i>Butler D. Price</i> .
Company "G,"	{	Captain <i>William H. Powell</i> . 1st Lieutenant <i>Whittingham Cox</i> . 2d Lieutenant <i>Theodore E. True</i> .
Company "H,"	{	Captain <i>Eugene Wells</i> . 1st Lieutenant <i>Carl Veitenheimer</i> . 2d Lieutenant <i>Robert H. Young</i> .
Company "I,"	{	Captain <i>S. P. Ferris</i> . 1st Lieutenant <i>J. A. Sheetz</i> . 2d Lieutenant <i>L. M. Longshaw</i> .

Company "K," { Captain *W. S. Collier.*  
 1st Lieutenant *Thomas F. Quinn.*  
 2d Lieutenant *P. P. Barnard.*

II...At their own request, the following named officers assigned in General Orders No. 18, current series, from these Headquarters, to the 4th Infantry, as reorganized, are relieved from such assignment, and will repair to their respective homes and report by letter to the Adjutant General of the Army, monthly, as "awaiting orders;" viz:

Brevet Lieutenant Colonel *C. H. Carlton*, Captain 4th Infantry.

Brevet Major *George M. Randall*, Captain 4th Infantry.

Captain *D. D. Van Valzah*, 30th Infantry.

First Lieutenant *Joseph H. Hays*, 30th Infantry.

First Lieutenant *William H. Andrews*, 30th Infantry.

Second Lieutenant *Henry Seton*, 4th Infantry.

First Lieutenant *Peter A. Lantz*, 30th Infantry, being a supernumerary officer, will proceed to his home and report by letter, monthly, to the Adjutant General of the Army, as "awaiting orders."

III...Officers assigned by the provisions of this order, will, at once, repair to their proper companies. Brevet Lieutenant Colonel *C. G. Bartlett*, will, upon his arrival at Fort Fred. Steele, relieve Brevet Brigadier General *J. D. Stevenson*, of the command of that post. Upon being relieved, General *Stevenson* will comply with the provisions of General Orders No. 18, current series, from these Headquarters.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*

HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha Nebraska, April 16th, 1869.*

GENERAL ORDERS, {  
No. 23. }

I...Commanding officers of troops and detachments in this Department, will keep journals as prescribed by Paragraphs 708 to 715, inclusive, Revised Regulations of 1863, and make maps of all marches performed by their commands, and will send a copy of each to these Headquarters at the conclusion of each march.

II...Commanding officers will see that every command or detachment sent out from their posts is supplied with hopples, according to the pattern heretofore furnished from these Headquarters, for all public animals sent with it, and will require that all such animals be securely hopped whenever turned loose to graze.

Like care will be exercised by the Depot Quartermaster at Fort D. A. Russell, in case of trains and public animals sent from his Depot.

III...Proceedings of Boards of Survey will hereafter be made and forwarded to these Headquarters in triplicate, to be disposed of as follows, viz: one copy for Headquarters of the Military Division, one for file at Department Headquarters, and one to be returned with action of Department Commander, to the officer accountable for the property on which the survey was held.

IV...Company commanders will note on final statements of discharged soldiers, the date of any desertion which may have occurred during enlistment, with date of apprehension or surrender, and, when acquitted by a General Court Martial of the charge of desertion, the fact of such acquittal.

V...With a view to facilitate instructions in signalling, and preparatory to instruction by the Acting Signal Officer of the Department, post commanders will select one officer and two enlisted men of their respective commands, and cause them to memorize Pages

68 and 69, and from "To send a message" Page 72, to "Day Signals" Page 76, Manual of Signals.

VI...The following General Order is republished for the information and guidance of all concerned :

GENERAL ORDERS, )	WAR DEPARTMENT,
No. 21.        {	ADJUTANT GENERAL'S OFFICE,
	<i>Washington, April 5, 1866.</i>

I...Hereafter the blank forms furnished by the Ordnance Department will be supplied from the Ordnance Office at Washington, on requisitions from Officers who are accountable for ordnance property, and who have to make returns of the same to the Ordnance Department.

II...The requisitions should be made as directed by paragraph 1460, General Regulations; but needed supplies will be furnished whenever required.

BY ORDER OF THE SECRETARY OF WAR:

E. D. TOWNSEND,  
*Assistant Adjutant General.*

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.  
*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*

## G. C. M.

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1. Private *Bernard Duffy*, Company "B," 36th Infantry.
  2. Private *John Aulgood*, Company "E," 36th Infantry.
  3. Private *Eduard W. Smith*, Company "B," 36th Infantry.
  4. Private *Lee Moran*, Company "H," 36th Infantry.
  5. Private *Edward Mortz*, Company "I," 36th Infantry.
  6. Private *William H. Bailey*, Company "I," 36th Infantry.
  7. Private *Henry Carney*, Company "H," 36th Infantry.
  8. Private *James Burk*, Company "B," 36th Infantry.
  9. Private *John R. Slattery*, Company "B," 36th Infantry.
  10. Private *Isaac Williams*, Company "B," 36th Infantry.
  11. Private *Swan Peterson*, Company "F," 36th Infantry.
  12. Private *Andrew Trautfetter*, Company "F," 36th Infantry.
  13. Private *Joseph Moss*, Company "F," 36th Infantry.
  14. Private *James Hand*, Company "M," 2d Cavalry.
  15. Private *William Angney*, Company "M," 2d Cavalry.
  16. Private *William Riley*, Company "M," 2d Cavalry.
  17. Private *Benjamin Hackworth*, Company "H," 30th Infantry.
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### HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, April 17th, 1869.*

GENERAL ORDERS, }  
No. 24. }

I...Before a General Court Martial, which convened at Fort Bridger, W. T., pursuant to Paragraph 5, Special Orders No. 5, current series, from these Headquarters, and of which Brevet Colonel A. McArthur, Captain 36th Infantry, is President, were arraigned and tried:

1st. Private *Bernard Duffy*, Company "B," 36th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In: That *Bernard Duffy*, a Private of Company "B," 36th U. S. Infantry, having been duly posted as a sentinel on number one post, in front of the post guard-house, did connive at the escape of two prisoners confined there, namely: *William Dunbar* and *John Henry*.

Specification 2—In: That *Bernard Duffy*, a Private of Company "B," 36th Infantry, having been duly posted as a sentinel on No. 1, post, in front of the guard-house, where it was his duty to prevent the escape of prisoners confined therein, did fail to prevent the escape from confinement of *William Dunbar* and *John Henry*, prisoners under his charge.

To which charge, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *Bernard Duffy*, Company "B," 36th Infantry.

The proceedings in the case of Private *Bernard Duffy*, Company "B," 36th Infantry, are disapproved. At the outset of the trial, the prisoner offers a challenge to two members of the Court at the same time, and the Court, in violation of the plain provision of the 71st Article of War: "And no challenge to more than one member at a time, shall be received by the Court," receives and acts upon a challenge to two members at the same time. This action of the Court, being in violation of law, renders the proceedings void. Private *Duffy* will be released from confinement and restored to duty.

2d. Private *John Awlgood*, Company "E," 36th Infantry.

CHARGE 1—"Conduct to the prejudice of good order and military discipline."

Specification—In: That Private *John Awlgood*, Company "E," 36th U. S. Infantry, did go to a tent occupied by Mrs. *Naomi Lamb* and several small children, and conduct himself in a grossly insolent and threatening manner toward said occupants, discharging a



breech-loading musket, sending two minnie balls through said tent.

CHARGE 2—"Attempt to commit rape."

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *John Awlgood*, Company "E," 36th U. S. Infantry, "to forfeit to the United States all pay and allowances due or to become due; to be dishonorably discharged the service; to have his head shaved; to be marched around the garrison where his company may be serving with a large placard on his back, with the word 'rape,' marked thereon; the field music playing the 'Rogues March,' and to be confined in such penitentiary as the Commanding General may direct for the period of five years."

In the case of Private *John Awlgood*, Company "E," 36th Infantry, so much of the proceedings, finding and sentence, as pertains to the first charge and the specification thereto, are approved. The remainder is disapproved, because the second charge, as laid, is not triable before a Military Court in time of peace. In all such charges, in order that a Military Court may have jurisdiction, it must be in terms charged that the act was to the prejudice of good order and military discipline, under the 99th Article of War, otherwise a Military Court can take no cognizance of the offense. So much of the sentence as relates to the drumming out and the confinement of the prisoner in a penitentiary is disapproved. The remainder of the sentence is confirmed and will be executed by the proper commanding officer.

3d. Private *Edward W. Smith*, Company "B," 36th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after mature deliberation confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Edward W Smith*, Company "B," 36th U. S. Infantry, "to forfeit all pay and allowances due or to become due; to be dishonorably discharged the service; to have his head shaved; to be indelibly marked with the letter "D," one and one-half inches long upon the left hip; to be marched around the garrison where his company may be serving, the field music playing the "Rogue's march," and to be confined in such military prison as the Commanding General may direct for the period of two years."

The proceedings, finding and sentence, in the case of Private *Edward W. Smith*, Company "B," 36th Infantry, are approved. The members of the Court having recommended the prisoner to clemency, the sentence is mitigated to read as follows:

"To forfeit all pay now due; to be confined at hard labor at the post where his company may be serving for four (4) months; to forfeit twelve dollars (\$12) per month of his monthly pay for the same period," and as modified, will be executed by the proper commanding officer.

4th. Private *Lee Moran*, Company "H," 36th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Lee Moran*, Company "H," 36th Infantry, "to forfeit all pay

and allowances due or to become due; to be dishonorably discharged the service; to have his head shaved; to be indelibly marked with the letter "D," one and one-half inches long upon the left hip; to be marched around the garrison where his company may be serving; the field music playing the "Rogue's march," and to be confined in such penitentiary as the Commanding General may direct, for the period of two years."

The proceedings, finding and sentence, in the case of Private *Lee Moran*, Company "H," 36th Infantry, are approved. The sentence is confirmed, and will be executed by the proper commanding officer. The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoner, to which point he will be conducted under suitable guard. A copy of this order will be turned over to the warden of the penitentiary with the prisoner.

5th. Private *Edward Mortz*, Company "I," 36th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification, 1st charge—"Guilty,"

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty,"

and does therefore sentence him, Private *Edward Mortz*, Company "I," 36th Infantry, "to forfeit all pay and allowances due or to be-

come due; to be dishonorably discharged the service; to have his head shaved; to be indelibly marked with the letter "D," one and one-half inches long upon the left hip; to be marched around the garrison where his company may be serving; the field music playing the "Rogue's march," and to be confined in such military prison as the Commanding General may direct for the period of two years."

The proceedings, finding and sentence, in the case of Private *Edward Mortz*, Company "I," 36th Infantry, are approved. The sentence is confirmed and will be executed by the proper commanding officer. Fort Bridger, W. T., is designated as the place of confinement.

6th. Private *William H. Bailey*, Company "I," 36th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—Theft, to the prejudice of good order and military discipline.

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 1st charge—"Guilty,"

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty," except the words "one gun sling, one tompon, and thirty-five rounds of metallic cartridges, of the aggregate value of fifty-two dollars and sixty-two cents."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private *William H. Bailey*, Company "I," 36th U. S. Infantry, "to forfeit to the United States all

pay and allowances due or that may become due; to be dishonorably discharged the service; to have his head shaved; to be indelibly marked with the letter "D," one and one-half inches long upon the left hip; to be marched around the garrison where his company may be serving; the field music playing the "Rogue's march," and to be confined in such penitentiary as the Commanding General may direct for the period of two years.

The proceedings, finding and sentence, in the case of Private *William H. Bailey*, Company "I," 36th Infantry, are approved.—The sentence is confirmed, and will be executed by the proper commanding officer. The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoner, to which point he will be conducted under suitable guard. A copy of this order will be turned over to the warden of the penitentiary with the prisoner.

7th. Private *Henry Carney*, Company "H," 36th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty," except the words "one set of accoutrements."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private *Henry Carney*, Company

"H," 36th Infantry, "to forfeit to the United States all pay and allowances due or that may become due; to be dishonorably discharged the service; to have his head shaved; to be indelibly marked with the letter "D," one and one-half inches long upon the left hip; to be marched around the garrison where his company may be serving, the field music playing the "Rogue's March," and to be confined in such penitentiary as the Commanding General may direct for the period of two years."

The proceedings, finding and sentence, in the case of Private *Henry Carney*, Company "H," 36th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer. The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoner, to which point he will be conducted under suitable guard. A copy of this order will be turned over to the warden of the penitentiary with the prisoner.

8th. Private *James Burk*, Company "B," 36th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Guilty," except "forty cartridges."

To the 2d charge—"Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *James Burk*, Company "B," 36th U. S. Infantry, "to forfeit to the United States all pay and allowances due or that may become due; to be dishonorably discharged the service; to have his head shaved; to be indelibly marked with the letter "D," one and one-half inches long upon the left hip; to be marched around the garrison

where his company may be serving, the field music playing the "Rogue's march," and to be confined in such penitentiary as the Commanding General may direct for the period of two years."

The proceedings, finding and sentence, in the case of Private *James Burk*, Company "B," 36th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer. The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoner, to which point he will be conducted under suitable guard. A copy of this order will be turned over to the warden of the penitentiary with the prisoner.

9th. Private *John R. Slattery*, Company "B," 36th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *John R. Slattery*, Company "B," 36th U. S. Infantry, "to forfeit to the United States all pay and allowances due or that may become due; to be dishonorably discharged the service; to have his head shaved; to be indelibly marked with the letter "D," one and one-half inches long upon the left hip; to be marched around the garrison where his company may be serving, the field music playing the "Rogue's march," and to be confined in such military prison as the Commanding General may direct for the period of two years."

The proceedings, finding and sentence, in the case of Private *John R. Slattery*, Company "B," 36th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer. Fort Bridger, W. T., is designated as the place of confinement.

10th. Private *Isaac Williams*, Company "B," 36th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Isaac Williams*, Company "B," 36th Infantry, "to forfeit to the United States all pay and allowances due or that may become due; to be dishonorably discharged the service; to have his head shaved; to be indelibly marked with the letter "D," one and one-half inches long upon the left hip; to be marched around the garrison where his company may be serving, the field music playing the "Rogue's march," and to be confined in such penitentiary as the Commanding General may direct for the period of two years."

The proceedings, finding and sentence, in the case of Private *Isaac Williams*, Company "B," 36th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer. The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoner, to which place he will be conducted under suitable guard. A copy of this order will be turned over to the warden of the penitentiary with the prisoner.

- 11th. Private *Swan Peterson*, Company "F," 36th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Swan Peterson*, Company "F," 36th Infantry, "to forfeit to the United States all pay and allowances due or that may become due; to be dishonorably discharged the service; to have his



head shaved; to be indelibly marked with the letter "D," one and one-half inches long upon the left hip; to be marched around the garrison where his company may be serving, the field music playing the "Rogue's march," and to be confined in such military prison as the Commanding General may direct for the period of two years."

The proceedings, finding and sentence, in the case of Private *Sican Peterson*, Company "F," 36th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer. Fort Bridger, W. T., is designated as the place of confinement.

12th. Private *Andrew Trautfetter*, Company "F," 36th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Andrew Trautfetter*, Company "F," 36th U. S. Infantry, "to forfeit to the United States all pay and allowances due or that may become due; to be dishonorably discharged the service; to have his head shaved; to be indelibly marked with the letter "D," one and one-half inches long upon the left hip; to be marched around the garrison where his company may be serving, the field music playing the "Rogue's march," and to be confined in such penitentiary as the Commanding General may direct for the period of two years."

The proceedings, finding and sentence, in the case of Private *Andrew Trautfetter*, Company "F," 36th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer. The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoner, to which place he will be conducted under suitable guard. A copy of this order will be turned over to the warden of the penitentiary with the prisoner.

13th. Private *Joseph Moss*, Company "F," 36th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Joseph Moss*, Company "F," 36th Infantry, "to forfeit to the United States all pay and allowances due or that may become due; to be dishonorably discharged the service; to have his head shaved; to be indelibly marked with the letter "D," one and one-half inches long upon the left hip; to be marched around the garrison where his company may be serving, the field music playing the "Rogue's march," and to be confined in such penitentiary as the Commanding General may direct for the period of two years."

The proceedings, finding and sentence, in the case of Private *Joseph Moss*, Company "F," 36th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer. The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoner, to which place he will be conducted under suitable guard. A copy of this order will be turned over to the warden of the penitentiary with the prisoner.

II...Before a General Court Martial, which convened at Fort Sedgwick, C. T., pursuant to Paragraph 2, Special Orders No. 23, current series, from these Headquarters, and of which Colonel *H. B. Carrington*, 18th Infantry, is President, were arraigned and tried:

14th. Private *James Hand*, Company "M," 2d Cavalry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification 1—In: That Private *James Hand*, of Company "M," 2d Cavalry, did on or about the 23d day of January, 1869, in post bakery, at Fort Sedgwick, use threatening language towards Private *Thomas Connley*, then on duty as post baker, to-wit; the following words: "that he had better take care of himself to-night," or words to that effect, the said Private *James Hand* being in said bakery without order, and the said *Connley* being in the regular discharge of his duty at the time.

Specification 2—In: That Private *James Hand*, of "M" Company, 2nd Cavalry, did on or about the 23d day of January, 1869, by violence, and without authority, break open the door of the Quartermaster Sergeant's room, thereby damaging public property, and disturbing the good order of the post.

CHARGE 3—"Assault and battery, to the prejudice of good order and military discipline."

Specification—In: That Private *James Hand*, of "M" Company, 2d Cavalry, did on or about the 23d day of January, 1869, assault and beat and did attempt to bite the ear of Private *Hamilton Smith*, of "M" Company, 2d Cavalry, while he, (*Smith*,) was then in the lawful discharge of his duty as stable police.

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the 1st specification, 2d charge—"Not Guilty."

To the 2d specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

To the specification, 3d charge—"Guilty," with the exception of the words "and did attempt to bite the ear of," to the excepted words "Not Guilty."

To the 3d charge—"Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

THE UNIVERSITY OF CHICAGO

THE UNIVERSITY OF CHICAGO

CHICAGO, ILL.

Very respectfully,  
Yours very truly,  
[Signature]

THE UNIVERSITY OF CHICAGO  
CHICAGO, ILL.

[Signature]

*Chapman*

HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha, Nebraska, February 2, 1870.*

GENERAL ORDERS, }  
No. 4. }

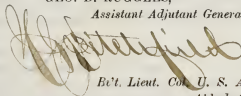
Brevet Major *John R. McGinness*, 1st Lieutenant, Ordnance Department, having reported to the Commanding General, in obedience to Paragraph 1, Special Orders No. 236, of 1869, from the Headquarters of the Army, is announced as the Chief Ordnance Officer of the Department.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:



*Bvt. Lieut. Col. U. S. A.*

*Aide-de-Camp.*

## FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged. and does therefore sentence him, Private *Benjamin Hackworth*, Company "H," 30th Infantry, "to be confined at hard labor, in charge of the guard, for three months, wearing a ball weighing twelve pounds attached to his leg by a chain six (6) feet long; to forfeit all pay and allowances now due or that may become due, excepting the just dues of the laundress, and, at the expiration of his term of confinement, to be dishonorably discharged and drummed out of the service."

In the case of Private *Benjamin Hackworth*, Company "H," 30th Infantry, the Court is in error in refusing to act on the challenge of a member because by reason of the challenged member retiring, the Court was reduced below the minimum. With the exception noted, the proceedings, finding and sentence, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

IV...The General Court Martial, convened at Fort D. A. Russell, W. T., pursuant to Paragraph 1, Special Orders No. 171, series of 1868, from these Headquarters, and of which Brevet Major General *John Gibbon*, Colonel 36th Infantry, is President, is hereby dissolved.

V...The General Court Martial, convened at Fort Bridger, W. T., pursuant to Paragraph 2, Special Orders No. 154, series of 1868, from these Headquarters, and of which Brevet Colonel *H. A. Morrow*, Lieutenant Colonel 36th Infantry, is President, is hereby dissolved.

VI....The General Court Martial, convened at Fort Fred. Steele, W. T., pursuant to Paragraph 1, Special Orders No. 125, series of 1868, from these Headquarters, and of which Brevet Major *A. J. Dallas*, Captain 30th Infantry, is President, is hereby dissolved.

VII...The General Court Martial, convened at Camp Douglas, U. T., pursuant to Paragraph 1, Special Orders No. 211, series of 1868, from these Headquarters, and of which Brevet Lieutenant Colonel *W. H. Lewis*, Major 36th Infantry, is President, is hereby dissolved.

VIII...The General Court Martial, convened at Fort Laramie, W.

T., pursuant to Paragraph 2, Special Orders No. 209, series of 1868, from these Headquarters, and of which Brevet Major *A. B. Cain*, Captain 4th Infantry, is President, is hereby dissolved.

IX...The General Court Martial convened at Fort D. A. Russell, W. T., pursuant to Paragraph 3, Special Orders No. 216, series of 1868, from these Headquarters, and of which Brevet Major *D. S. Gordon*, Captain 2d Cavalry, is President, is hereby dissolved.

X...The General Court Martial convened at Fort McPherson, Neb., pursuant to Paragraph 3, Special Orders No. 228, series of 1868, from these Headquarters, and of which Major *G. W. Howland*, 2d Cavalry, is President, is hereby dissolved.

XI...The General Court Martial convened at Omaha Barracks, Neb., pursuant to Paragraph 2, Special Orders No. 228, series of 1868, from these Headquarters, and of which Brevet Major *William Sinclair*, Captain 3d Artillery, is President, is hereby dissolved.

XII...The General Court Martial convened at Fort Bridger, W. T., pursuant to Paragraph 5, Special Orders No. 5, current series, from these Headquarters, and of which Brevet Colonel *A. McArthur*, Captain 36th Infantry, is President, is hereby dissolved.

XIII...The General Court Martial convened at Fort Sedgwick, C. T., pursuant to Paragraph 2, Special Orders No. 23, current series, from these Headquarters, and of which Colonel *H. B. Carrington*, 18th Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*





HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha Nebraska, April 20th, 1869.*

GENERAL ORDERS, {  
No. 25. }

At his own request, Brevet Major *George B. Russell*, Captain 44th Infantry, is relieved from duty as Aide-de-Camp to the Commanding General and Acting Judge Advocate of this Department, to enable him to join his regiment in anticipation of consolidation.

He will proceed to join his regiment at Richmond, Virginia.

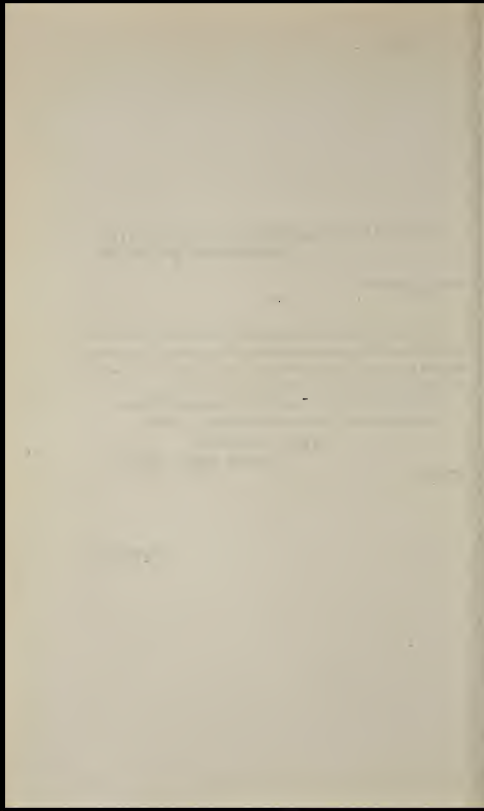
BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*



## G. C. M.

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1. Private *Philip Wood*, Company "E," 27th Infantry.
  2. Private *George W. Webb*, Company "K," 27th Infantry.
  3. Private *Thomas Brennan*, Company "K," 27th Infantry.
  4. Private *John Helme*, Company "K," 27th Infantry.
  5. Artificer *Bernard Higgins*, Company "K," 27th Infantry.
  6. Private *Michael McGee*, Company "A," 27th Infantry.
  7. Private *Patrick Dolan*, Company "K," 27th Infantry.
  8. Private *Timothy McCarthy*, Company "I," 27th Infantry.
  9. Private *John McQuade*, Company "E," 27th Infantry.
  10. Ordnance Sergeant *John Dolan*, U. S. A.
  11. Private *Patrick Moran*, Company "C," 18th Infantry.
  12. Private *Thomas White*, Company "A," 27th Infantry.
  13. Private *William Taylor*, Company "E," 2d Cavalry.
  14. Private *John Dolan*, Company "H," 2d Cavalry.
  15. Private *Michael Heley*, Company "D," 2d Cavalry.
  16. Private *Charles Weinmeister*, Company "E," 18th Infantry.
  17. Private *James Carney*, Company "A," 18th Infantry.
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### HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, April 26th, 1869.*

GENERAL ORDERS, }  
No. 26. }

1...Before a General Court Martial, which convened at Omaha Barracks, Nebraska, pursuant to Paragraph 2, Special Orders No. 42, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *Henry Haymond*, Captain 27th Infantry, is President, were arraigned and tried:

1st. Private *Philip Wood*, Company "E," 27th Infantry.

CHARGE 1—"Sentinel leaving his post before being regularly relieved."

CHARGE 2—"Absence without leave."

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification, 2d charge—"Guilty."

To the 2d charge—"Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification, 1st charge—"Not Guilty."

Of the 1st charge—"Not Guilty."

Of the specification, 2d charge—"Guilty."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private *Philip Wood*, Company "E," 27th Infantry, "to forfeit to the United States ten dollars of his monthly pay per month for one month."

The proceedings, finding and sentence, in the case of Private *Philip Wood*, Company "E," 27th Infantry, are approved; the sentence is remitted in consideration of the long confinement of the prisoner while awaiting trial.

2d. Private *George W. Webb*, Company "K," 27th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except the words "did desert the service," substituting therefor "absenting himself without leave."

Of the charge—"Not Guilty of desertion," but 'Guilty of absence without leave,'"

and does therefore sentence him, Private *George W. Webb*, Company "K," 27th Infantry, "to be confined at hard labor, in charge of

the guard, wearing a ball weighing twenty-four pounds attached to his left leg, by a chain three feet long, for a period of four months, and to forfeit to the United States ten dollars of his monthly pay per month for the same period."

The proceedings, finding and sentence, in the case of Private *George W. Webb*, Company "K," 27th Infantry, are approved; the sentence is mitigated to read as follows: "To be confined at hard labor, in charge of the guard, wearing a ball weighing twenty-four pounds attached to his left leg, by a chain three feet long for a period of two months, and to forfeit to the United States ten dollars of his monthly pay per month for the same period," and, as modified, will be executed by the proper commanding officer.

3d. Private *Thomas Brennan*, Company "K," 27th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Not Guilty of desertion," but "Guilty of absence without leave."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except the words 'did desert the same,' substituting therefor 'absenting himself without leave.'"

Of the charge—"Not Guilty of desertion," but 'Guilty of absence without leave,'"

and does therefore sentence him, Private *Thomas Brennan*, Company "K," 27th Infantry, "to be confined at hard labor, in charge of the guard, wearing a ball weighing twenty-four pounds attached to his left leg by a chain three feet long, for a period of four months, and to forfeit to the United States ten dollars of his monthly pay for the same period."

The proceedings, finding and sentence, in the case of Private *Thomas Brennan*, Company "K," 27th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

4th. Private *John Helme*, Company "K," 27th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded " 'Not guilty of desertion,' but 'guilty of absence without leave.' "

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—" 'Guilty,' except the words 'did desert the service,' substituting therefor, 'absenting himself without leave.' "

Of the charge—" 'Not guilty of desertion,' but 'Guilty of absence without leave.' "

and does therefore sentence him, Private *John Helme*, Company "K," 27th Infantry, "to forfeit to the United States, ten dollars of his monthly pay per month for four months; to be confined at hard labor in charge of the guard, wearing a ball weighing twenty-four pounds attached to his left leg by a chain three feet long, for the same period."

The proceedings, finding and sentence, in the case of Private *John Helme*, Company "K," 27th Infantry, are approved; the sentence is confirmed, and will be executed by the proper commanding officer.

5th. Artificer *Bernard Higgins*, Company "K," 27th Infantry.

CHARGE—"Absence without leave."

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after mature deliberation confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Artificer *Bernard Higgins*, Company "K," 27th Infantry, "to forfeit to the United States, fifteen dollars of his monthly pay per month for one month."

The proceedings, finding and sentence, in the case of Artificer *Bernard Higgins*, Company "K," 27th Infantry, are approved; the sentence is confirmed, and will be executed by the proper commanding officer.

6th. Private *Michael McGee*, Company "A," 27th Infantry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In this, that Private *Michael McGee*, Company "A," 27th Infantry, did whilst on duty as a sentinel on post No. 4, between the hours of 9½ o'clock and 11½ o'clock, P. M., of the 12th inst., hear the cry of "murder" twice repeated, and immediately thereafter, did see two men running from the direction from which the cries proceeded, did fail to halt said two men and call for the Corporal of the guard, although, said men passed within thirty feet of his post. And furthermore, upon being relieved did fail to properly report that anything unusual occurred within his hearing whilst a sentinel on post, nor did he make any report of the foregoing until 12 o'clock, M., of the 13th inst., after his guard had been relieved.

This at Omaha Barracks, Neb., on or about the 12th day of March, 1869.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Michael McGee*, Company "A," 27th Infantry, "to forfeit to the United States ten dollars of his pay."

The proceedings, in the case of Private *Michael McGee*, Company "A," 27th Infantry, are approved, the finding and sentence are disapproved. It does not appear in evidence that the accused neglected to follow any of the instructions given him. Private *McGee*, will be released from confinement and restored to duty.

7th. Private *Patrick Dolan*, Company "K," 27th Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification—In this: That Private *Patrick Dolan*, Company "K," 27th Infantry, did run away from Corporal *Joseph G. Dinigan*, Company "K," 27th Infantry, the said Corporal being in the performance of his duty, conducting the said *Dolan* to the guard-house,

and did say: "If they want to bring me back, they will have to do so as a deserter," or words to that effect.

All this at or near Omaha Barracks, Neb., on or about the 17th day of March, 1869.

CHARGE 3—"Absence without leave."

To which charges, and the specifications thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Patrick Dolan*, Company "K," 27th Infantry, "to forfeit fourteen dollars of his pay, and to be confined at hard labor, in charge of the guard, for the period of one month."

The proceedings, finding and sentence, in the case of Private *Patrick Dolan*, Company "K," 27th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

8th. Private *Timothy McCarthy*, Company "I," 27th Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In this, that *Timothy McCarthy*, Private Company "I," 27th Infantry, did smuggle, or attempt to smuggle, whiskey into the prison room of the guard-house, for the use of prisoners.

This at Fort McPherson, Neb., on or about the 12th day of February, 1869.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *Timothy McCarthy*, Company "I," 27th Infantry.

The proceedings, finding and acquittal, in the case of Private *Timothy McCarthy*, Company "I," 27th Infantry, are approved.—Private *McCarthy* will be released from confinement and restored to duty.



9th. Private *John McQuade*, Company "E," 27th Infantry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

To which charge, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—" 'Guilty,' except the words 'valued at fifteen dollars,' substituting therefor 'ten dollars.' "

Of the 2d specification—"Not Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, Private *John McQuade*, Company "E," 27th Infantry, "to be dishonorably discharged the service of the United States and to forfeit all pay and allowances due him except the just dues of the laundress."

The proceedings, finding and sentence, in the case of Private *John McQuade*, Company "E," 27th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

II...Before a General Court Martial, which convened at Fort D. A. Russell, W. T., pursuant to Paragraph 2, Special Orders No. 26, current series, from these Headquarters, and of which Brevet Colonel *James S. Brisbin*, Major 2d Cavalry, is President, were arraigned and tried:

10th. Ordnance Sergeant *John Dolan*, U. S. A.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that Sergeant *John Dolan*, Ordnance Department U. S. A., did on the night of January 14th, 1869, use insolent and disrespectful language towards his superior officer, 2d Lieutenant *Ed. C. Barthleth*, 2d U. S. Cavalry, (the officer of the guard,) in words as follows, viz: "By what authority do you, with a file of the guard enter my house?" or words to that effect, and also when asked by said officer, what the cause of this disturbance was, answered, "you have no business here," or words to that effect, and also inform-

ed said officer in an insolent manner, that he, (meaning himself,) was only under the order of the Adjutant General U. S. A., and the post commander.

This at Fort D. A. Russell, W. T.

Specification 2—In: That Sergeant *John Dolan*, Ordnance Department U. S. A., did, when ordered in arrest by Captain *O. O. G. Robinson*, 2d U. S. Cavalry, (officer of the day,) reply in an insolent and disrespectful manner, in words as follows: "Very good sir, I shall not observe my arrest," and "I do not recognize your authority," or words to that effect, thereby causing the said officer of the day to place him, said Ordnance Sergeant *John Dolan*, in confinement.

All this at Fort D. A. Russell, W. T., on the night of January 14th, 1869.

To which charge, and the specifications thereto, the accused pleaded as follows:

To the 1st specification—"Guilty."

To the 2d specification—"Guilty."

To the charge—"Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, *John Dolan*, Sergeant, Ordnance Department U. S. A., "to be discharged the service of the United States."

The proceedings, finding and sentence, in the case of Ordnance Sergeant *John Dolan*, U. S. A., are approved; the sentence is confirmed and will be executed by the proper commanding officer.

11th. Private *Patrick Moran*, Company "C," 18th Infantry.

CHARGE—"Sentinel leaving his post before he was regularly relieved."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him,

Private *Patrick Moran*, Company "C," 18th Infantry, "to forfeit to the United States ten dollars (\$10) of his monthly pay for three months; to be confined at Fort D. A. Russell, under charge of the guard at hard labor, wearing a ten pound ball attached to his left leg, by a chain six feet long, for the same period."

The proceedings, finding and sentence, in the case of Private *Patrick Moran*, Company "C," 18th Infantry, are approved. The sentence is confirmed and will be executed at the post where his company may be serving, by the proper commanding officer.

12th. Private *Thomas White*, Company "A," 27th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Thomas White*, Company "A," 27th Infantry, "to forfeit to the United States all pay now due or that may become due; to have the letter "D," indelibly marked on the left hip, one and one-half inches long; to have his head shaved, and be drummed out of the service of the United States."

The proceedings, finding and sentence, in the case of Private *Thomas White*, Company "A," 27th Infantry, are approved. The members of the Court having recommended the prisoner to mercy, the sentence is mitigated to read as follows: "To forfeit all pay now due; to be confined at the post where his company may be serving, for four months, and to forfeit twelve dollars (\$12) of his monthly pay for the same period," and, as modified, will be executed by the proper commanding officer.

13th. Private *William Taylor*, Company "E," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *William Taylor*, Company "E," 2d Cavalry, "to forfeit to the United States all pay and allowances now due, except the just dues of the laundress, and to be restored to duty with his company, making good the time lost by desertion."

The proceedings, finding and sentence, in the case of Private *William Taylor*, Company "E," 2d Cavalry, are approved. The sentence is remitted, the prisoner having been already restored to duty, upon the recommendation of his commanding officer.

14th. Private *John Dolan*, Company "H," 2d Cavalry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification—In this, that *John Dolan*, Private of Company "H," 2d U. S. Cavalry, did steal from the store of Messrs *Woolley* and *Hugus*, Post Traders at Fort D. A. Russell, W. T., one pair of shoes, valued at two dollars and fifty cents, the property of the said Messrs *Woolley* and *Hugus*.

This at Fort D. A. Russell, W. T., on or about the 12th day of February, 1869.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *John Dolan*, "H" Company, 2d Cavalry, "to forfeit to the United States twelve dollars (\$12) of his monthly pay for three months; to be confined at Fort D. A. Russell, under charge of the guard, at hard labor, wearing a ball weighing five (5) pounds attached to his left leg, by a chain six feet long, for the same period."

The proceedings and finding, in the case of Private *John Dolan*, Company "H," 2d Cavalry, are approved. The sentence is approved, but mitigated to read as follows: "To forfeit to the United States twelve dollars (\$12) of his monthly pay for one month," and, as modi-

fied, will be executed by the proper commanding officer. Private *Dolan* will be released from confinement and restored to duty.

15th. Private *Michael Heley*, Company "D," 2d Cavalry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification—In this, that *Michael Heley*, a Private of Company "D," 2d Cavalry, did take from his company and post, without proper permission, his arms, property of the U. S., and for which Brevet Major *D. S. Gordon*, Captain 2d Cavalry, is responsible, and did take the same to Cheyenne City.

This at Fort D. A. Russell, W. T., and Cheyenne, W. T., on or about the night of the 19th of February, 1869.

To which charges, and the specifications thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Michael Heley*, Company "D," 2d Cavalry, "to forfeit to the U. S., twelve dollars (\$12) per month of his monthly pay for six (6) months; to be confined at hard labor, under charge of the guard at Fort D. A. Russell, wearing a ten pound ball attached to his left leg, by a chain six feet long, for the same period."

The proceedings and finding, in the case of Private *Michael Heley*, Company "D," 2d Cavalry, are approved. The sentence is approved, but mitigated to read as follows: "To forfeit eight dollars (\$8) of his monthly pay for two months, and to be confined at hard labor, at Fort D. A. Russell, for the same period," and, as modified, will be executed by the proper commanding officer.

16th. Private *Charles Weinmeister*, Company "E," 18th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Charles Weinmeister*, Company "E," 18th Infantry, "to forfeit to the United States all pay now due or that may become due, except the just dues of the laundress; to be confined at hard labor, under charge of the guard, at Fort D. A. Russell, W. T., for six (6) months, wearing a ten pound ball attached to his left leg, by a chain six (6) feet long, for the same period; that he then have his head shaved, and have the letter "D," one and one-half inches long, indelibly marked on the left hip, and be drummed out of the service of the United States."

The proceedings, finding and sentence, in the case of Private *Charles Weinmeister*, Company "E," 18th Infantry, are approved; the sentence is confirmed and will be executed by the proper commanding officer.

17th. Private *James Carney*, Company "A," 18th Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this, that Private *James Carney*, Company "A," 18th Infantry, did become drunk and disorderly in the quarters of "A" Company, 18th U. S. Infantry, and did leave his quarters, saying: "I will kill the \* \* \* \*," meaning 1st Sergeant *John E. Dillon*, Company "A," 18th Infantry, or words to that effect.

This at Fort D. A. Russell, W. T., on or about February 4th, 1869.

Specification 2—In this, that Private *James Carney*, Company "A," 18th Infantry, did assault with a knife, 1st Sergeant *John E. Dillon*, Company "A," 18th Infantry, without cause or provocation, in the company kitchen of "A" Company, 18th U. S. Infantry, saying: "I will kill you," or words to that effect, and did strike at 1st Sergeant *John E. Dillon*, Company "A," 18th U. S. Infantry, with a knife, with intent to take his life, inflicting a knife wound upon the wrist of 1st Sergeant *John E. Dillon*, Company "A," 18th U. S. Infantry.

This at Fort D. A. Russell, W. T., on or about February 4th, 1869.

To which charge, and the specifications thereto, the accused pleaded as follows:

To the 1st specification—"Not Guilty."

To the 2d specification—"Not Guilty."

To the charge—"Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *James Carney*, Company "A," 18th Infantry, "to forfeit to the United States all pay now due or that may become due, except the just dues of the laundress; to be confined at Fort D. A. Russell, in charge of the guard, at hard labor for six months, wearing a nine pound ball attached to his left leg, by a chain six feet long, for the same period, and at the end of that time, to have his head shaved and be drummed out of the service of the United States."

In the case of Private *James Carney*, Company "A," 18th Infantry, the proceedings, finding and sentence, are disapproved. The sentence not being authenticated by the signature of the President of the Court, the record is fatally defective. Private *Carney* will be released from confinement and restored to duty.

III...The General Court Martial convened at Omaha Barracks, Neb., pursuant to Paragraph 2, Special Orders No. 42, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *Henry Haymond*, Captain 27th Infantry, is President, is hereby dissolved.

IV.. The General Court Martial convened at Fort D. A. Russell, W. T., pursuant to Paragraph 2, Special Orders No. 26, current series, from these Headquarters, and of which Brevet Colonel *James S. Brisbin*, Major 2d Cavalry, is President, is hereby dissolved.

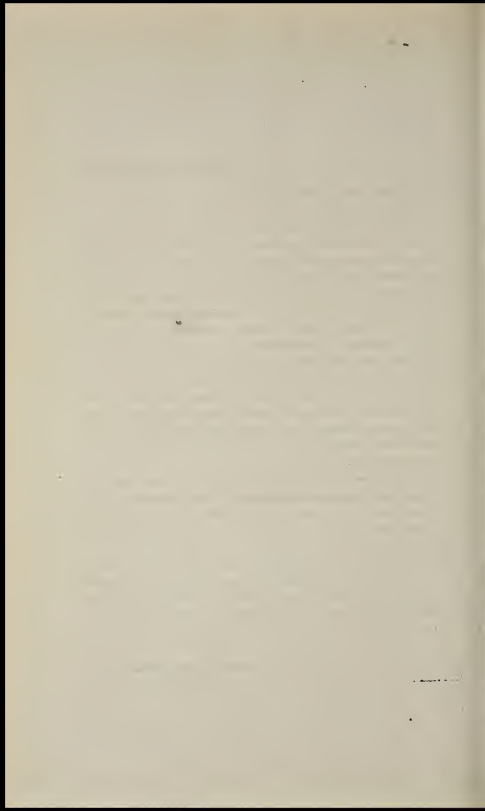
BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*







HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha Nebraska, May 3d, 1869.*

GENERAL ORDERS, }  
No. 27. }

So much of General Orders No. 25, current series, from these Headquarters, as relieves Brevet Major *George B. Russell*, Captain 44th Infantry, at his own request, as Aide-de-Camp to the Commanding General, is revoked. Major *Russell* will resume his duties as Aide-de-Camp.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*



## G. C. M.

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1. Private *Jacob Walters*, Company "A," 2d Cavalry.
  2. Private *David Hanes*, Company "K," 2d Cavalry.
  3. Private *Gottlieb Wipf*, Company "A," 2d Cavalry.
  4. Private *John Woods*, Company "E," 2d Cavalry.
  5. Private *Howard Erington*, Company "A," 2d Cavalry.
  6. Private *William Cusick*, Company "E," 2d Cavalry.
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### HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, May 8, 1869.*

GENERAL ORDERS, }  
No. 28. }

I...Before a General Court Martial, which convened at Fort D. A. Russell, W. T., pursuant to Paragraph 5, Special Orders No. 60, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *R. P. McKibbin*, Captain 4th Infantry, is President, were arraigned and tried:

1st. Private *Jacob Walters*, Company "A," 2d Cavalry.

CHARGE 1—"Drunk on guard."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that Private *Jacob Walters*, Company "A," 2d Cavalry, while on post as a sentinel, (on post No. 4,) did attempt to aim his carbine at the officer of the guard.

This at Fort D. A. Russell, W. T., on the 15th day of March, 1869.

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

## FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Jacob Walters*, "A" Company, 2d Cavalry, "to be confined at hard labor, under charge of the guard at Fort D. A. Russell, W. T., for the period of six months, wearing a ball weighing forty-eight pounds, attached to his left leg, by a chain twelve feet long, for the same period, and to forfeit to the United States twelve dollars of his monthly pay for twelve months."

The proceedings and finding, on the 1st charge and specification, in the case of Private *Jacob Walters*, Company "A," 2d Cavalry, are approved. The proceedings and finding, on the 2d charge and specification, are disapproved. There is no evidence to show malicious intent on the part of the accused, and the act alleged to have been committed by him, if done with criminal intent, constitutes a violation of the 9th Article of War, and the specification should have been laid under that Article, and not under the 99th, which Article only covers cases not capital.

Should the specification have been intentionally laid under the 99th Article of War, on the grounds that the aiming of the gun was not done with intent to offer violence, but was done in a trifling manner, to the prejudice of good order and military discipline, the fact should have been so stated in the specification, and the circumstances connected with it should have been made to appear in the evidence.

So much of the sentence as decrees forfeiture of pay is disapproved. The remainder of the sentence is approved, but is mitigated to confinement at hard labor, under charge of the guard, with ball and chain, for the period of two months, and, as modified, will be duly carried into effect by the proper commanding officer.

2d. Private *David Hanes*, Company "K," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused

pleaded as follows:

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—" 'Guilty,' except the words 'one waist belt and plate, one cartridge box and ten rounds of Sharp's carbine ammunition.' "

To the 2d charge—"Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—" 'Guilty,' except the words 'one waist belt and plate, one cartridge box and ten rounds of Sharp's carbine ammunition.' "

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private *David Hanes*, Company "K," 2d Cavalry, "to forfeit all pay and allowances now due or that may become due, except the just dues of the laundress; to be dishonorably discharged the service of the United States, and be confined in such penitentiary as the Commanding General may direct for the period of one year."

The proceedings, finding and sentence, in the case of Private *David Hanes*, Company "K," 2d Cavalry, are approved; the sentence is confirmed and will be executed by the proper commanding officer. The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoner, to which point he will be conducted under proper guard. A copy of this order will be turned over to the warden of the penitentiary with the prisoner.

3d. Private *Gottlieb Wipf*, Company "A," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him Private *Gottlieb Wipf*, Company "A," 2d Cavalry, "to forfeit to the United States all pay and allowances now due, or that may become due; to be branded with the letter "D," one and one-half inches long, on the left hip, and to be trumpeted out of the United States service."

The proceedings, finding and sentence, in the case of Private *Gottlieb Wipf*, Company "A," 2d Cavalry, are approved, except so much of the sentence as prescribes branding, which is disapproved; the remainder of the sentence is approved and will be executed by the proper commanding officer.

4th. Private *John Woods*, Company "E," 2d Cavalry.

CHARGE 1—"Theft, to the prejudice of good order and military discipline."

Specification 1—In, that Private *John Woods*, Company "E," 2d Cavalry, did on or about the 3d day of March, 1869, steal four plugs of tobacco, in the quarters of Company "E," 2d Cavalry, the property of Private *Robert Burke*, Company "E," 2d Cavalry.

Specification 2—In, that Private *John Woods*, Company "E," 2d Cavalry, did on or about the 1st day of April, 1869, steal from the quarters of Company "E," 2d Cavalry, one over coat, the property of Private *Francis A. Moe*, Company "E," 2d Cavalry.

CHARGE 2—"Desertion."

To which charges, and the specifications thereto, the accused pleaded as follows:

To the 1st specification, 1st charge—"Not Guilty."

To the 2d specification, 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification, 2d charge—"Guilty."

To the 2d charge—"Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification, 1st charge—"Not Guilty."

Of the 2d specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private *John Woods*, Company "E," 2d Cavalry, "to be indelibly marked on the left hip, with the letter "D," one and one-half inches long; to be dishonorably discharged from the United States service, forfeiting all pay and allowances now due, or that may become due, except the just dues of the laundress; and to be confined for the period of six months, in such penitentiary as the Commanding General may designate."

So much of the proceedings and finding, in the case of Private *John Woods*, Company "E," 2d Cavalry, as relates to the 2d charge and its specification, is approved. The proceedings and finding, on the 1st specification to charge 1st, are approved, but so much thereof as relates to the 1st charge and the 2d specification thereto, is disapproved, on the ground of insufficiency of evidence. So much of the sentence as awards confinement in a penitentiary, is disapproved. The remainder of the sentence is approved and will be executed by the proper commanding officer.

5th. Private *Howard Evington*, Company "A," 2d Cavalry.

CHARGE—"Violation of the 46th Article of War."

Specification—In, that Private *Howard Evington*, Company "A," 2d Cavalry, was found sleeping on his post, he being a member of the guard and having been regularly posted as a sentinel.

This at Fort D. A. Russell, W. T., on or about April 5th, 1869.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *Howard Evington*, Company "A," 2d Cavalry.

The proceedings, finding and acquittal, in the case of Private

*Howard Evington*, Company "A," 2d Cavalry, are approved. Private *Evington* will be released from confinement and restored to duty.

6th. Private *William Cusick*, Company "E," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Violation of the 46th Article of War."

Specification—In, that Private *William Cusick*, Company "E," 2d U. S. Cavalry, having been posted as a sentinel over prisoners in the post guard-house, did leave his post without permission, on or about the 8th day of April, 1869, taking with him two prisoners over which he had charge, with the intention of allowing them and assisting them to desert the service of the United States, and did remain absent until the said *Cusick* and the two prisoners were apprehended and brought back.

CHARGE 3—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *William Cusick*, "E" Company, 2d Cavalry, "to forfeit to the United States all pay and allowances now due, or that may become due, except the just dues of the laundress; to have one side of his head shaved; to be branded on the left hip, with the letter "D," on the right hip, with the letter "T," each letter being one and one-half inches in length; to be dishonorably discharged the service of the United States, and be confined for the period of three years, in such penitentiary as the Commanding General may designate."

The proceedings, finding and sentence, in the case of Private *William Cusick*, Company "E," 2d Cavalry, are disapproved.

Private *Cusick* pleaded "Guilty," to all the charges against him, and the specifications thereto, but made a statement to the Court, from which it appears that he denies or partially denies his criminality as charged, and considers his conduct more a gross neglect of



duty, than an intention to desert with his arms and accoutrements, and the prisoners under his charge. The Court, instead of proceeding at once to finding and sentence, should have considered the statement of the accused in conjunction with his plea, which taken together was virtually a plea of "Not Guilty," and should have taken testimony to enable the reviewing officer to judge fully of the merits of the case, from the record of the proceedings thereof.

The attention of the Court is invited to Paragraphs 1, 2, 3 and 4, under the heading of "Plea," in the "Digest of Opinions," of the Judge Advocate General, edition of 1868, which contain remarks pertinent to the subject under consideration.

Private *Cusick* will be released from confinement and restored to duty.

II...The General Court Martial convened at Fort D. A. Russell, W. T., pursuant to Paragraph 5, Special Orders No. 60, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *R. P. McKibbin*, Captain 4th Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*



## G. C. M.

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1. Private *Charles N. Ruby*, Company "D," 36th Infantry.
  2. Private *James R. Cooney*, Company "D," 36th Infantry.
  3. Private *William Burchard*, Company "A," 36th Infantry.
  4. Private *David Pullis*, Company "A," 36th Infantry.
  5. Sergeant *William P. Witherow*, Company "A," 36th Infantry.
  6. Private *Peter Mattler*, Company "A," 36th Infantry.
  7. Private *Charles Carman*, Company "K," 36th Infantry.
  8. Private *Armstead Nunneller*, Company "K," 36th Infantry.
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### HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha Nebraska, May 15th, 1869.*

GENERAL ORDERS, }  
No. 29. }

I...Before a General Court Martial, which convened at Camp Douglas, U. T., pursuant to Paragraph 5, Special Orders No. 66, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *J. H. Knight*, Captain 36th Infantry, is President, were arraigned and tried:

1st. Private *Charles N. Ruby*, Company "D," 36th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Charles N Ruby*, Company "D," 36th Infantry, "to be confined at hard labor, in charge of the guard, at the post where his company may be serving, for the period of six months, wearing a ball weighing eighteen pounds, attached to his left leg, by a chain six feet long, and to forfeit all pay now due him or that may

become due him during the period of his confinement, except the just dues of the laundress."

2d. Private *James R. Cooney*, Company "D," 36th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *James R. Cooney*, Company "D," 36th Infantry, "to be confined at hard labor, in charge of the guard, at the post where his company may be serving, for the period of six months, wearing a ball weighing eighteen pounds, attached to his left leg, by a chain six feet long, and to forfeit all pay now due him or that may become due him during the period of his confinement, except the just dues of the laundress."

3d. Private *William Burchard*, Company "A," 36th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *William Burchard*, Company "A," 36th Infantry, "to be confined at hard labor, in charge of the guard, at the post where his company may be serving, for the period of six months, wearing a ball weighing eighteen pounds, attached to his left leg, by a chain six feet long, and to forfeit all pay now due him or that may become due him during the period of his confinement, except the just dues of the laundress."

4th. Private *David Pullis*, Company "A," 36th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

## FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *David Pullis*, Company "A," 36th Infantry, "to be confined at hard labor, in charge of the guard, at the post where his company may be serving, for the period of six months, wearing a ball weighing eighteen pounds, attached to his left leg, by a chain six feet long, and to forfeit all pay now due him or that may become due him during the period of his confinement, except the just dues of the landress."

5th. Sergeant *William P. Witherow*, Company "A," 36th Infantry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In this, that he, Sergeant *William P. Witherow*, Company "A," 36th Infantry, being on duty as sergeant of the guard, did allow five prisoners to escape from the guard-house between the hours of Retreat of March 30th, 1869, and Reveille of March 31st, 1869, and did report to 1st Lieutenant *William Harmon*, 36th U. S. Infantry, officer of the day, between the hours of 12 A. M., and 1 A. M., of the 31st day of March, 1869, that the guard and prisoners were all present; he at the same time did not know that the prisoners were all present, only that he had locked them in the guard-house at Retreat.

This at Camp Douglas, U. T., on or about the 31st day of March, 1869.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

## FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—" 'Guilty,' except the words 'did allow five prisoners to escape from the guard-house between the hours of Retreat, March 30th, 1869, and Reveille of March 31st, 1869,' but attaches no criminality thereto. "

Of the charge—"Not Guilty,"

and does therefore acquit him, Sergeant *William P. Witherow*, Company "A," 36th Infantry.

6th. Private *Peter Mattler*, Company "A," 36th Infantry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In this, that he, Private *Peter Mattler*, Company "A," 36th U. S. Infantry, having been duly posted as a sentinel on post No. 1, at the guard-house, and over the prison in said guard-house, did allow five prisoners to escape therefrom, between the hours of Retreat of March 30th, and Reveille of March 31st, 1869.

All this at Camp Douglas, U. T., on or about the 31st of March, 1869.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *Peter Mattler*, Company "A," 36th Infantry.

7th. Private *Charles Carman*, Company "K," 36th Infantry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In this, that he, Private *Charles Carman*, Company "K," 36th U. S. Infantry, having been duly posted as a sentinel on post No. 1, at the guard-house, and over the prison in said guard-house, did allow five prisoners to escape therefrom, between the hours of Retreat of March 30th, 1869, and Reveille of March 31st, 1869.

All this at Camp Douglas, U. T., on or about the 31st day of March, 1869.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, finds the accused "Not Guilty," and does therefore acquit him, Private *Charles Carman*, Com-

pany "K," 36th Infantry.

8th. Private *Armstead Nunneller*, Company "K," 36th U. S. Infantry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In this, that he, Private *Armstead Nunneller*, Company "K," 36th U. S. Infantry, being duly posted as a sentinel on post No. 1, at the guard-house, and over the prison room in said guard-house, did allow five prisoners to escape therefrom, between the hours of Retreat of March 30th, 1869, and Reveille of March 31st, 1869.

All this at Camp Douglas, U. T., on or about the 31st of March, 1869.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, finds the accused "Not Guilty," and does therefore acquit him. Private *Armstead Nunneller*, Company "K," 36th Infantry.

II.—The proceedings, findings and sentences, in the cases of Privates *Charles N. Ruby*, Company "D," 36th Infantry, *James R. Cooney*, Company "D," 36th Infantry, *William Burchard*, Company "A," 36th Infantry, and *David Pullis*, Company "A," 36th Infantry, are approved, and the sentences in the cases of Privates *Cooney*, *Burchard* and *Pullis*, will be carried into execution by the proper commanding officers.

The sentence in the case of Private *Ruby*, except so much as attaches by law, to the crime of desertion, is, on the recommendation of the members of the Court, and on the condition that he reimburse to the United States any expenses incurred in his apprehension, remitted. Private *Ruby* will be released from arrest and restored to duty.

In the case of Sergeant *William P. Witherow*, Company "A," 36th Infantry, the proceedings are approved, but the findings are

disapproved.

The Commanding General is at a loss to understand why no criminality should attach to the conduct of a non-commissioned officer, who makes a report, the truth or falsity of which, as it appears from the evidence, he has not inquired into and satisfied himself of.

In the case of Private *Peter Mattler*, Company "A," 36th Infantry, the proceedings, findings and acquittal, are approved.

In the cases of Privates *Charles Carman* and *Armstead Nunneller*, both of Company "K," 36th Infantry, the proceedings and findings are disapproved.

In both cases, the accused pleaded "Not Guilty," and the Court after premising that the testimony would be the same as in the case of Private *Mattler*, proceeded in accordance with a motion which was carried, to a finding without taking testimony. Such action is unwarrantable and unprecedented. When a plea of "Not Guilty," is entered, an issue is made between the United States which prefers and prosecutes the charges, and the accused who denies them, which the Court is bound by the terms of the oath of its members, to decide according to evidence. Mere reference to the evidence taken in another trial, is not evidence. The proceedings and record in each case should be complete and distinct in itself, and sufficient to substantiate the verdict, without reference to the evidence in any other case in support. Should a hearing of the cases have been deemed useless, it was open for the Court to have returned the charges to the Commanding General with an endorsement to that effect, setting forth their reasons, for his action thereon.

Sergeant *Witherow*, Privates *Mattler*, *Carman* and *Nunneller*, will be released from arrest and returned to duty.

In connection with these cases, and the facts elicited in the trial, the Commanding General feels called upon to express his opinion, that it is hardly probable that an escape planned and carried out as the one in question was, and taking up several days in its execution, as appears from the evidence, could have been successful, without culpable negligence on the part of those whose duty it was to attend to the security of the prisoners. From the officer of the day down



to the sentinels on post, very little scrutiny seems to have been exercised.

III...The General Court Martial convened at Camp Douglas, U. T., pursuant to Paragraph 5, Special Orders No. 66, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *J. H. Knight*, Captain 36th Infantry, is President, is hereby dissolved

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*

THE UNIVERSITY OF CHICAGO  
CHICAGO, ILL.

1911

TO THE PRESIDENT OF THE UNIVERSITY OF CHICAGO  
FROM THE FACULTY OF THE UNIVERSITY OF CHICAGO

RESOLVED, That the Faculty of the University of Chicago  
do hereby express its appreciation of the services of  
the President of the University of Chicago

1911

CHICAGO, ILL.

HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha Nebraska, May 19th, 1869.*

GENERAL ORDERS, }  
No. 31. }

I...The consolidation of the present 7th and 36th Regiments of Infantry into a new regiment, the 7th Infantry, as ordered by Extract 12, of Paragraph I, General Orders No. 17, current series, from Headquarters of the Army, will be effected as follows:

ENLISTED MEN.

Companies "A," 7th Infantry, and "A," 36th Infantry, to constitute new Company "A," 7th Infantry, to take post at Camp Douglas.

Companies "B," 7th Infantry, and "B," 36th Infantry, to constitute new Company "B," 7th Infantry, to take post at Fort Fred. Steele.

Companies "C," 7th Infantry, and "C," 36th Infantry, to constitute new Company "C," 7th Infantry, to take post at Camp Douglas.

Companies "F," 7th Infantry, and "D," 36th Infantry, to constitute new Company "D," 7th Infantry, to take post at Fort Fred. Steele.

Companies "E," 7th Infantry, and "E," 36th Infantry, to constitute new Company "E," 7th Infantry, to take post at Fort Bridger.

Companies "D," 7th Infantry, and "F," 36th Infantry, to constitute new Company "F," 7th Infantry, to take post at Fort Fred. Steele.

Companies "G," 7th Infantry, and "G," 36th Infantry, to constitute new Company "G," 7th Infantry, to take post at Camp Douglas.

Companies "H," 7th Infantry, and "H," 36th Infantry, to constitute new Company "H," 7th Infantry, to take post at Fort Bridger.

Companies "I," 7th Infantry, and "I," 36th Infantry, to constitute new Company "I," 7th Infantry, to take post at Fort Fred. Steele.

Companies "K," 7th Infantry, and "K," 36th Infantry, to constitute new Company "K," 7th Infantry, to take post at Fort Bridger.

COMPANY OFFICERS.

Company "A," { Captain *David P. Hancock.*  
1st Lieutenant *Charles A. Coolidge.*  
2d Lieutenant *George H. Wright.*

Company "B,"	{	Captain <i>T. S. Kirtland.</i> 1st Lieutenant <i>James M. J. Sanno.</i> 2d Lieutenant <i>M. C. Sanbourne.</i>
Company "C,"	{	Captain <i>Daniel W. Benham.</i> 1st Lieutenant <i>William W. Armstrong.</i> 2d Lieutenant <i>Daniel Robinson.</i>
Company "D,"	{	Captain <i>Richard Comba.</i> 1st Lieutenant <i>George N. Bomford.</i> 2d Lieutenant <i>Richard W. Cummins.</i>
Company "E,"	{	Captain <i>James P. W. Neill.</i> 1st Lieutenant <i>Henry M. Benson.</i> 2d Lieutenant <i>Levi F. Burnett.</i>
Company "F,"	{	Captain <i>Alonzo A. Cole.</i> 1st Lieutenant <i>Constant Williams.</i> 2d Lieutenant <i>William L. English.</i>
Company "G,"	{	Captain <i>George S. Hollister.</i> 1st Lieutenant <i>Harry H. Link.</i> 2d Lieutenant <i>Martin L. Brandt.</i>
Company "H,"	{	Captain <i>Frederick Phisterer.</i> 1st Lieutenant <i>H. W. Wessells, Jr.</i> 2d Lieutenant <i>F. M. H. Kendrick.</i>
Company "I,"	{	Captain <i>Charles C. Rawn.</i> 1st Lieutenant <i>William Logan.</i> 2d Lieutenant <i>W. H. Nelson.</i>
Company "K,"	{	Captain <i>Samuel A. Russell.</i> 1st Lieutenant <i>Charles F. Larrabee.</i> 2d Lieutenant <i>Allan H. Jackson.</i>

This consolidation will be accomplished at as early a day as practicable. Immediately upon consolidation and formation of each new company of the 7th Infantry as hereinbefore directed, a return thereof will be made to Regimental and Department Headquarters. Upon completion of the formation of the entire regiment, one Regimental Return will be furnished direct to the Adjutant General's Office and one to these Headquarters.

Regimental Headquarters 7th Infantry will be established at Camp Douglas. The present Adjutant and Quartermaster of the 36th Infantry, will be retained as Regimental Adjutant and Regimental Quartermaster 7th Infantry, till otherwise ordered by the Colonel of

the Regiment, and will remain at Fort Sanders to await his arrival.

The present Adjutant 7th Infantry, will accompany Brevet Colonel *Charles C. Gilbert*, Lieutenant Colonel 7th Infantry, to Fort Bridger, there to remain on duty, with Regimental Colors, property, Funds, &c., of the late 7th Infantry, till the arrival of the Colonel 7th Infantry, when he will turn over this property to Headquarters 7th Infantry, and report for duty with his Company, at Fort Fred Steele.

The present Regimental Quartermaster, will also, accompany Colonel *Gilbert*, to Fort Bridger, and when his services can be dispensed with there, will be sent to join his company.

The Regimental Colors, Funds, Library and all regimental property of the present 36th Infantry, will remain at Fort Sanders, in charge of the present Adjutant of the 36th Infantry, for ultimate transfer to Headquarters 7th Infantry. The Regimental non-commissioned staff officers and the Band of the 36th Infantry, will remain, for the present, at Fort Sanders.

The Regimental non-commissioned staff officers and Band of the 7th Infantry, will, till arrival of the Colonel of the Regiment, take post at Fort Bridger. The Colonel of the 7th Infantry, will, on his arrival, select from the non-commissioned staff of the 7th and 36th Infantry, those to be retained in consolidation, and will discharge the supernumeraries.

Officers assigned to Companies at posts, other than those at which they are now serving, will proceed to join their proper stations without delay.

Commanding officers of posts, at which consolidations are to be made, are charged with the execution of the same.

Captains will select from the non-commissioned officers, musicians, etc., of the consolidated companies, the number authorized, to wit: six (6) Sergeants, eight (8) Corporals, two (2) musicians, two (2) artificers, one (1) wagoner, and discharge the supernumeraries of these grades, unless they choose to remain as privates. Company records, Company Funds, and all Company property will be turned

over with the companies to which they belong, to the Captains of the new companies, to which they are transferred.

II....The following named officers not required in the consolidation, and now at the posts set opposite their respective names, will repair to their homes, and report by letter to the Adjutant General of the Army, monthly, as "awaiting orders," viz :

Camp Douglas,	{	Captain <i>John H. Knight.</i>
		1st Lieutenant <i>W. L. Foulk.</i>
		1st Lieutenant <i>A. E. Woodson.</i>
		2d Lieutenant <i>Charles Hay.</i>
Fort Bridger,	{	Captain <i>George L. Tyler.</i>
		1st Lieutenant <i>A. H. Wands.</i>
		2d Lieutenant <i>William L. Clarke.</i>
Fort Fred. Steele,	{	Captain <i>Joseph L. Proctor.</i>
		Captain <i>Arthur McArthur.</i>
		1st Lieutenant <i>William Harmon.</i>
Omaha Barracks,	{	Captain <i>Edward C. Woodruff.</i>
		Captain <i>F. E. Grossman.</i>
		1st Lieutenant <i>W. T. Dodge.</i>
		1st Lieutenant <i>J. B. Johnson.</i>
		1st Lieutenant <i>J. H. Lyman.</i>

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*

## G. C. M.

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1. Private *William R. Edwards*, Company "B," 2d Cavalry.
2. Private *Marion Butcher*, Company "I," 2d Cavalry.
3. Private *Andrew Kavenaugh*, Company "B," 2d Cavalry.
4. Private *William E. Brown*, Company "G," 2d Cavalry.
5. Private *Albert Meader*, Company "G," 2d Cavalry.
6. Private *James H. O'Connor*, Company "G," 2d Cavalry.
7. Private *James Dunn*, Company "G," 2d Cavalry.
8. Private *William Anderson*, Company "G," 2d Cavalry.
9. Private *John Gyott*, Company "B," 2d Cavalry.
10. Private *Henry Wilson*, Company "L," 2d Cavalry.
11. Trumpeter *Charles H. Foss*, Company "G," 2d Cavalry.
12. Private *Charles Carroll*, Company "L," 2d Cavalry.
13. Private *Thomas Brockman*, Company "L," 2d Cavalry.
14. Private *James Hayes*, Company "L," 2d Cavalry.
15. Private *John Corbett*, Company "L," 2d Cavalry.
16. Private *Horace B. De Haven*, Company "B," 2d Cavalry.
17. Corporal *Maurice Walsh*, Company "B," 2d Cavalry.
18. Private *Hugh Gilmore*, Company "I," 2d Cavalry.
19. Private *Michael Derlin*, Company "B," 2d Cavalry.
20. Private *Albert O'Callaghan*, Company "B," 2d Cavalry.
21. Private *Charles P. Hansom*, Company "L," 2d Cavalry.
22. Private *John S. Stake*, Company "M," 2d Cavalry.
23. Private *Alfred Moutholon*, Company "C," 2d Cavalry.
24. Private *James Cunningham*, Company "B," 2d Cavalry.

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## HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, May 20th, 1869.*

GENERAL ORDERS, }  
No. 32. }

I...Before a General Court Martial, which convened at Fort McPherson, Nebraska, pursuant to Paragraph 3, Special Orders No.

64, current series, from these Headquarters, and of which Brevet Major *H. E. Noyes*, Captain 2d Cavalry, is President, were arraigned and tried:

1st. Private *William R. Edwards*, Company "B," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore, sentence him, Private *William R. Edwards*, Company "B," 2d Cavalry, "to forfeit to the United States all pay and allowances now due, or which may become due, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to be confined at hard labor in charge of the guard, wearing a twenty-four pound ball attached to his left leg, by a chain six feet long, for the period of twelve months, and then to be dishonorably discharged from the service."

2d. Private *Marion Butcher*, Company "I," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Marion Butcher*, Company "I," 2d Cavalry, "to forfeit to the United States all pay and allowances now due, or which may become due, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to be confined at hard labor in charge of the guard, wearing a twenty-four pound ball attached to his left leg, by a chain six feet long, for the period of twelve months, and then to be dishonorably discharged from the service."

3d. Private *Andrew Karenangh*, Company "B," 2d Cavalry.



CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Andrew Karenaugh*, Company "B," 2d Cavalry, "to forfeit to the United States all pay and allowances now due, or which may become due, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to be confined at hard labor in charge of the guard, wearing a twenty-four pound ball attached to his left leg, by a chain six feet long, for the period of twelve months, and then to be dishonorably discharged from the service."

4th. Private *William E. Brown*, Company "G," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *William E. Brown*, Company "G," 2d Cavalry, "to forfeit to the United States all pay and allowances now due, or which may become due, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to be confined at hard labor in charge of the guard, wearing a twenty-four pound ball attached to his left leg, by a chain six feet long, for the period of twelve months, and then to be dishonorably discharged from the service."

5th. Private *Albert Meader*, Company "G," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused

pleaded as follows:

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty," except the words 'one Sharp's carbine, and' and substituting 'accoutrements' for 'equipments,' and adding 'one saddle blanket, surcingle and one pair of spurs and straps.' "

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private *Albert Meader*, Company "G," 2d Cavalry, "to forfeit to the United States all pay and allowances now due, or which may become due, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to be confined at hard labor in charge of the guard, wearing a twenty-four pound ball attached to to his left leg, by a chain six feet long, for the period of eighteen (18) months, and then to be dishonorably discharged from the service."

6th. Private *James H. O'Connor*, Company "G," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows :

Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—" 'Guilty,' substituting 'accoutrements' for 'equipments,' and adding 'one horse blanket.' "

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private *James H. O'Connor*, Company "G," 2d Cavalry, "to forfeit all pay and allowances that are now due, or which may become due, except the just dues of the landress; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to be dishonorably discharged the service of the United States, and to be confined in such penitentiary as the Department Commander may direct for the period of two years."

7th. Private *James Dunn*, Company "G," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded as follows :

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows :

Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—" 'Guilty,' substituting 'accoutrements' for 'equipments,' and adding 'one horse blanket.' "

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private *James Dunn*, Company "G," 2d Cavalry, "to forfeit all pay and allowances that are now due, or

which may become due, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to be dishonorably discharged from the service of the United States, and to be confined in such penitentiary as the Department Commander may direct for the period of two years."

8th. Private *William Anderson*, Company "G," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty,"

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—" 'Guilty,' substituting 'accoutrements' for 'equipments,' and adding 'one horse blanket.' "

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private *William Anderson*, Company "G," 2d Cavalry, "to forfeit all pay and allowances that are now due, or which may become due, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to be dishonorably discharged from the service of the United States, and to be confined in such penitentiary as the Department Commander may direct for the period of two (2) years."

9th. Private *John Gyott*, Company "B," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *John Gyott*, Company "B," 2d Cavalry, "to forfeit to the United States all pay and allowances now due, or which may become due, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to be confined at hard labor in charge of the guard, wearing a twenty-four pound ball attached to his left leg, by a chain six feet long, for the period of twelve months, and then to be dishonorably discharged from the service."

10th. Private *Henry Wilson*, Company "L," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Henry Wilson*, Company "L," 2d Cavalry, "to forfeit to the United States all pay and allowances now due, or which may become due, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to be confined at hard labor in charge of the guard, wearing a twenty-four pound ball attached to his left leg, by a chain six feet long, for the period of twelve months, and then to be dishonorably discharged from the service."

11th. Trumpeter *Charles H. Foss*, Company "G," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Trumpeter *Charles H. Foss*, Company "G," 2d Cavalry,

"to forfeit to the United States all pay and allowances now due, or to become due, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to be confined at hard labor in charge of the guard, wearing a twenty-four pound ball attached to his left leg, by a chain six feet long, for the period of twelve months, and then to be dishonorably discharged from the service."

12th. Private *Charles Carroll*, Company "L," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Charles Carroll*, Company "L," 2d Cavalry, "to forfeit to the United States all pay and allowances now due, or which may become due, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to be confined at hard labor in charge of the guard, wearing a twenty-four pound ball attached to his left leg, by a chain six feet long, for the period of twelve months, and then to be dishonorably discharged from the service."

13th. Private *Thomas Brockman*, Company "L," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Thomas Brockman*, Company "L," 2d Cavalry, "to forfeit to the United States all pay and allowances now due, or which may become due, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to be confined at hard labor in charge of the guard,

wearing a twenty-four pound ball attached to his left leg, by a chain six feet long, for the period of twelve months, and then to be dishonorably discharged from the service."

14th. Private *James Hayes*, Company "L," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *James Hayes*, Company "L," 2d Cavalry, "to forfeit to the United States all pay and allowances now due, or which may become due, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to be confined at hard labor in charge of the guard, wearing a twenty-four pound ball attached to his left leg, by a chain six feet long, for the period of twelve months, and then to be dishonorably discharged from the service."

15th. Private *John Corbett*, Company "L," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *John Corbett*, Company "L," 2d Cavalry, "to forfeit all pay and allowances that are now due, or which may become due, except the just dues of the laundress; to be indelibly marked on the left hip

with the letter "D," one and one-half inches long; to be dishonorably discharged the service of the United States, and to be confined in such penitentiary as the Department Commander may direct for the period of two years."

16th. Private *Horace B. De Haven*, Company "B," 2d Cavalry.

CHARGE—"Violation of the 38th Article of War."

Specification—In this, that Private *Horace B. De Haven*, Company "B," 2d Cavalry, did sell, trade or otherwise dispose of, one Colt's Army revolver, issued for his use.

All this at North Platte Station, Nebraska, on or about the 14th day of April, 1869.

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Horace B. De Haven*, Company "B," 2d Cavalry, "to forfeit of his pay five dollars per month for ten months; to be confined at hard labor in charge of the guard, wearing a twenty-four pound ball attached to his left leg, by a chain six feet long, for the period of three months."

17th. Corporal *Maurice Walch*, Company "B," 2d Cavalry.

CHARGE—"Violation of the 38th Article of War."

Specification—In this, that Corporal *Maurice Walch*, Company "B," 2d Cavalry, did sell, trade, barter or otherwise dispose of one Colt's Army revolver, issued for his use.

All this at North Platte Station, Neb., on or about the 14th of April, 1869.

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Corporal *Maurice Walch*, Company "B," 2d Cavalry, "to forfeit of



his pay five dollars per month for ten months; to be confined at hard labor in charge of the guard, wearing a twenty-four pound ball attached to his left leg, by a chain six feet long, for the period of three months."

18th. Private *Hugh Gilmore*, Company "I," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty,"

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Hugh Gilmore*, Company "I," 2d Cavalry, "to forfeit all pay and allowances now due, or which may become due, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to be dishonorably discharged from the service, and to be confined in such penitentiary as the Department Commander may direct for the period of two years."

19th. Private *Michael Derlin*, Company "B," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Michael Derlin*, Company "B," 2d Cavalry, "to forfeit to the United States all pay and allowances now due, or which may become due, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half inches

long; to be confined at hard labor in charge of the guard, wearing a twenty-four pound ball attached to his left leg, by a chain six feet long, for the period of twelve months, and then to be dishonorably discharged from the service."

20th. Private *Albert O'Callaghan*, Company "B," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Albert O'Callaghan*, Company "B," 2d Cavalry, "to forfeit to the United States all pay and allowances now due, or which may become due, except the just dues of the laundress; to be confined at hard labor in charge of the guard, wearing a twenty-four pound ball attached to his left leg, by a chain six feet long, for the period of twelve months; to be indelibly marked on the left hip with the letter "D," one and one-half inches long, and at the expiration of the twelve months, to be dishonorably discharged from the service."

21st. Private *Charles P. Hansom*, Company "L," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Charles P. Hansom*, Company "L," 2d Cavalry, "to forfeit to the United States all pay and allowances now due, or which may become due, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to be confined at hard labor in charge of the guard, wearing a twenty-four pound ball attached to his left leg, by a chain six feet long, for the period of twelve months, and then to be dishonorably discharged from the service."

22d. Private *John S. Stake*, Company "M," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *John S. Stake*, Company "M," 2d Cavalry, "to forfeit all pay and allowances now due, or to become due him, except the just claim of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to be confined in charge of the post guard, at hard labor for the period of one year; to wear a ball weighing twenty-four pounds attached to his left leg, by a chain six feet long for the same period, and at the end of said term to be dishonorably discharged the service of the United States."

23d. Private *Alfred Montholon*, Company "C," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the 1st specification, 2d charge—"Not Guilty."

To the 2d specification, 2d charge—"Guilty."

To the 3d specification, 2d charge—"Guilty."

To the 2d charge—" 'Not Guilty of theft,' but 'Guilty of conduct to the prejudice of good order and military discipline.' "

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Alfred Montholon*, Company "C," 2d Cavalry, "to forfeit all pay and allowances that are now due, or that may become due him, except the just dues of the laundress; to have his head shaved, and

to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to be discharged dishonorably from the service of the United States, and to be confined in such penitentiary as the Department Commander may direct for the period of two years."

24th. Private *James Cunningham*, Company "B," 2d Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In, that Private *James Cunningham*, Company "B," 2d Cavalry, did, while in the presence of 1st Sergeant *Thomas Barrett*, Company "B," 2d Cavalry, and several enlisted men, say, that he, Private *James Cunningham*, would shoot him, 1st Sergeant *Thomas Barrett*, at the first opportunity.

All this at or near North Platte Station, Union Pacific Railroad, on or about the 12th day of April, 1869.

Specification 2—In, that Private *James Cunningham*, Company "B," 2d Cavalry, being in a tent with several enlisted men, said that he had told 1st Sergeant *Thomas Barrett*, Company "B," 2d Cavalry, that he would shoot him, and also made use of language conveying his intention to do so.

All this at or near North Platte Station, Union Pacific Railroad, on or about the 12th day of April, 1869.

To which charge, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Guilty, but attach no criminality thereto."

Of the 2d specification—"Guilty, but attach no criminality thereto."

Of the charge—"Not Guilty."

and does therefore acquit him, Private *James Cunningham*, Company "B," 2d Cavalry.

II...The proceedings, findings and sentences, in the cases of Privates *William R. Edwards*, Company "B," *Marion Butcher*, Company "I," *John S. Stake*, Company "M," *Andrew Kavenaugh*, Com-

pany "B," *John Gyott*, Company "B," *Henry Wilson*, Company "L," and Trumpeter *Charles H. Foss*, Company "G," Privates *Charles Carroll*, Company "L," *Thomas Brockman*, Company "L," *James Hayes*, Company "L," *Albert O'Callaghan*, Company "B," *Charles P. Hansom*, Company "L," and *Michael Derlin*, Company "B," all of the 2d Cavalry, are approved; but are mitigated in each case to confinement at hard labor, under charge of the guard, with ball and chain for the period of nine months, and forfeiture of pay now due, or that may become due, except the just dues of the landress, during the period of confinement. The sentences as modified, will be executed by the proper commanding officers.

In the cases of Corporal *Maurice Walch* and Private *Horace B. De Haven*, both of Company "B," 2d Cavalry, the proceedings, findings and sentences are approved; the sentences awarded will be duly executed by the proper Commanding officer.

In the case of Private *William E. Brown*, Company "G," 2d Cavalry, the proceedings, finding and sentence, are approved; but on the recommendation of the members of the Court, the sentence is remitted, on condition that he make good the time lost by desertion, and reimburse to the United States the price of one government horse, carbine and pistol, that he acknowledges to have taken away with him at the time of his desertion.

In the cases of Privates *Albert Meader*, Company "G," *James H. O'Connor*, Company "G," *James Dunn*, Company "G," *William Anderson*, Company "G," *John Corbett*, Company "L," and *Hugh Gilmore*, Company "J," all of the 2d Cavalry, so much of the proceedings and findings, in each case as relate to the first charge and its specifications, are approved. The proceedings and findings, on the 2d charges and specifications, are disapproved, owing to insufficiency of evidence. The disappearance of property in charge of a man, occurring simultaneously with his desertion, is a very suspicious fact, but is not of itself sufficient to cause his legal conviction of theft before a judicial tribunal. There is nothing in the record showing that any of the prisoners took away, themselves, or were instrumen-

tal in taking away any of the articles they are alleged to have stolen. Moreover in the cases of *Meador*, *O'Connor*, *Dunn* and *Anderson*, the Court, in the finding to the specification to the 2d charge, in each case finds the prisoner guilty of an additional allegation to those contained in the specification.

A Court is authorized to find an accused guilty of part of a specification, or finding him guilty of parts, to substitute correct words or allegations in place of such as are shown by the evidence to have been inserted through error—but not to add any new allegations.

In the case of Private *Meador*, the sentence is approved, but is mitigated to confinement at hard labor, under charge of the guard, for the period of one (1) year, and forfeiture of pay now due, or that may become due, except the just dues of the landress, during the period of his confinement.

In the cases of Privates *O'Connor*, *Dunn*, *Anderson*, *Corbett* and *Gilmore*, the sentences are approved, except so much as designates a penitentiary as the place of confinement, but are mitigated in each case to confinement at hard labor, in charge of the guard at the posts where the companies of the prisoners may be serving, for the period of one year, and with forfeiture of pay now due, or that may become due, during the period of confinement. The sentences as modified in each of the foregoing cases, will be duly executed by the proper commanding officers.

In the case of Private *James Cunningham*, Company "B," 2d Cavalry, the proceedings, finding and acquittal, are approved. Private *Cunningham* will be released from arrest and restored to duty.

In the case of Private *Alfred Moutholon*, Company "C," 2d Cavalry, the proceedings, finding and sentence, are disapproved.

The gist of the offense of desertion is the *animus* not to return, which must be judged by the circumstances connected with the leaving, absence and return of the offender, and to convict of larceny, it is necessary to establish by evidence, the intent of the accused not to return the articles stolen.

In this case the evidence in support of the charges, is, that on the

afternoon of the alleged occurrences, the prisoner having applied for a pass and being refused, took Lieutenant *Belden's* horse and equipments from the person in charge of them, on the false pretense that he had been sent for them by Lieutenant *Belden*, and rode off in the direction of North Platte Station, and that he was pursued and overtaken about a mile from the crossing at North Platte, and that he had in his possession, when overtaken, a sabre belt and plate, pistol and pistol holster, the horse and equipments.

The accused claims that he went off in a drunken frolic without intent to desert, and there is nothing elicited in the evidence which would enable the Reviewing Officer to decide positively, whether the prisoner meant to desert and steal the articles in his possession, or whether his conduct was simply disorderly, arising from intoxication. The evidence would agree with charges based on the latter supposition, equally as well as with that of desertion.

Evidence is not taken of the condition of the prisoner, with reference to sobriety when he left, and when captured, which should have been done. The exact circumstances of his capture are not clearly set forth—such as, whether he was ordered to halt—and was conscious of pursuit—whether he made any resistance—what he said and what his actions were, &c., &c.

The 2d and 3d specifications to the 2d charge, are defective in not alleging in addition to the fact of the articles being taken, in substance, that they were taken by the accused with the intention of appropriating them to his own use, and there is nothing in the evidence, on which, failing to establish the charge of desertion, to rest a conviction for theft, which involves the necessity of proving that the articles were taken with the intention of not returning them. It sometimes happens that soldiers take horses for the purposes of absenting themselves without leave, and there is nothing sufficiently conclusive in the evidence to prove the accused did more than this.

Also, the finding to the 2d specification is defective. In regard to the ownership of the horse therein mentioned, it would appear from the only evidence on record, that it belonged to Lieutenant *Belden*,

and not to the United States, as charged in the specification, and found by the Court.

Private *Montholon* will be released from arrest and restored to duty.

III...The General Court Martial convened at Fort McPherson, Neb., pursuant to Paragraph 3, Special Orders No. 64, current series, from these Headquarters, and of which Brevet Major *H. E. Noyes*, Captain 2d Cavalry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Assistant Adjutant General.*



## HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, June 2d, 1869.*

GENERAL ORDERS, {  
No. 33. }

The following is the assignment of troops in this Department to posts therein, viz:

OMAHA BARRACKS—Headquarters and 12 Companies 2d Cavalry.  
FORT KEARNY—One company, (to be assigned hereafter,) 9th Infantry.

FORT MCPHERSON—Headquarters and Companies "F," "H," "I," "L" and "M," 5th Cavalry.

One company, (to be assigned hereafter for duty at North Platte,) 9th Infantry.

FORT SEDGWICK—Two companies, (to be assigned hereafter,) 9th Infantry.

FORT D. A. RUSSELL—Companies "A," "B," "C," "D," "E" and "G," 5th Cavalry.

Headquarters and six companies, (to be assigned hereafter,) 9th Infantry.

FORT LARAMIE—Headquarters and Companies "D," "F," "G" and "K," 4th Infantry.

FORT FETTERMAN—Companies "A" and "E," 4th Infantry.

FORT SANDERS—Companies "B," "C," "H" and "I," 4th Infantry.

FORT FRED. STEELE—Companies "B," "D," "F" and "I," 7th Infantry.

FORT BRIDGER—Companies "E," "H" and "K," 7th Infantry.

CAMP DOUGLAS—Headquarters and Companies "A," "C" and "G," 7th Infantry.

Until consolidation with the 9th Infantry, the 27th Infantry will remain as at present assigned.

When companies are absent from their proper posts as herein designated, they will be reported as "on detached service" therefrom.

When serving at other posts temporarily, they will be so reported there as "attached," and not as "regular garrison."

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Assistant Adjutant General.*

*Approved & forwarded  
to post*

*in*

*Dr. J. H. Smith*

## G. C. M.

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### OMAHA BARRACKS.

1. Private *Lewis C. Winchell*, Company "I," 27th Infantry.
2. Private *Frederick Bremer*, General Service U. S. A.

### FORT SEDGWICK.

1. Private *James O. Ganong*, Company "M," 2d Cavalry.
2. Private *Thomas Gosden*, Company "M," 2d Cavalry.
3. Private *John Gallagher*, Company "I," 2d Cavalry.

### FORT SANDERS.

1. Private *Maurice Hart*, Company "I," 4th Infantry.
2. Private *Thomas McConnell*, Company "I," 4th Infantry.
3. Private *John Riley*, Company "I," 4th Infantry.
4. Private *William Thomas*, Company "A," 2d Cavalry.
5. Private *Eugene Gutchins*, Company "A," 2d Cavalry.
6. Private *Jacob Miller*, Company "C," 4th Infantry.
7. Private *Maurice Wild*, Company "G," 30th Infantry.

### FORT FETTERMAN.

1. Private *Everett Larbee*, Company "E," 4th Infantry.

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## HEADQUARTERS DEPARTMENT OF THE PLATTE,

*Omaha Nebraska, June 3d, 1869.*

GENERAL ORDERS, }  
No. 35. }

I...Before a General Court Martial, which convened at Omaha Barracks, Neb., pursuant to Paragraph 1, Special Orders No. 87, current series. from these Headquarters, and of which Captain *P. A. Owen*, 9th Infantry, is President, were arraigned and tried:

1st. Private *Lewis C. Winchell*, Company "I," 27th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Lewis C. Winchell*, Company "I," 27th Infantry, "to forfeit all pay and allowances that are or may become due him, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to have one side of his head shaved, and to be drummed out of the service of the United States."

2d. Private *Frederick Bremer*, General Service U. S. A.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Frederick Bremer*, General Service U. S. A., "to forfeit all pay and allowances that are or may become due him, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to have one side of his head shaved, and to be drummed out of the service of the United States.

II...In the case of Private *Lewis C. Winchell*, Company "I," 27th Infantry, the proceedings, finding and sentence, are approved, and the sentence awarded will be duly executed.

In the case of Private *Frederick Bremer*, General Service recruit, the proceedings, finding and sentence, are approved, but in view of the fact of the prisoner having voluntarily surrendered himself, the sentence is remitted, except so much as requires him to forfeit to the United States all pay and allowances that are now due, except the just dues of the laundress, on condition that he make good to the United States the time lost by desertion. Private *Bremer* will be released from arrest and restored to duty.

III...The General Court Martial convened at Omaha Barracks, Neb., pursuant to Paragraph 1, Special Orders No. 87, current series,

from these Headquarters, and of which Captain *P. A. Owen*, 9th Infantry, is President, is hereby dissolved.

IV...Before a General Court Martial which convened at Fort Sedgwick, C. T., pursuant to Paragraph 2, Special Orders No. 83, current series, from these Headquarters, and of which Brevet Major *William H. Bisbee*, Captain 27th Infantry, is President, were arraigned and tried:

1st. Private *James O. Ganong*, Company "M," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *James O. Ganong*, Company "M," 2d Cavalry, "to forfeit to the United States all pay and allowances that are now due, or may hereafter become due him, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to have his head shaved; to be dishonorably discharged and bugled out of the service of the United States."

2d. Private *Thomas Gosden*, Company "M," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Thomas Gosden*, Company "M," 2d Cavalry, "to forfeit to the United States all pay and allowances that are now due, or may hereafter become due him, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to have his head shaved; to be dishonorably discharged and bugled out of the service of the United States."

3d. Private *John Gallagher*, Company "I," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *John Gallagher*, Company "J," 2d Cavalry.

V...The proceedings, findings and sentences, in the cases of Privates *James O. Ganong*, Company "M," 2d Cavalry, and *Thomas Gosden*, Company "M," 2d Cavalry, are approved. The sentences awarded will be executed by the proper commanding officer.

In the case of Private *John Gallagher*, Company "I," 2d U. S. Cavalry, the proceedings, finding and acquittal, are approved. Private *Gallagher* will be released from arrest and restored to duty.

If the officer who preferred the charges against Private *Gallagher* was aware that he, (Private *Gallagher*,) was undergoing sentence at the time of his absenting himself, he should have laid them under the 99th Article of War, in accordance with the decisions of the Judge Advocate General, which makes the offense of the prisoner triable under that Article.

VI...Before a General Court Martial which convened at Fort Sanders, W. T., pursuant to Paragraph 1, Special Orders No. 83, current series, from these Headquarters, and of which Brevet Major *Samuel P. Ferris*, Captain 4th Infantry, is President, were arraigned and tried:

1st. Private *Maurice Hart*, Company "I," 4th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the ac-

cused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Maurice Hart*, Company "I," 4th Infantry, "to forfeit all pay and allowances that are or may become due; to have his head shaved; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to be dishonorably discharged the service, and to be confined in such penitentiary as the Commanding General may direct for the period of one year."

2d. Private *Thomas McConnell*, Company "I," 4th Infantry.

CHARGE—"Sleeping on post."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Thomas McConnell*, Company "I," 4th Infantry, "to be confined at hard labor for the period of six months, and to forfeit to the United States ten dollars of his monthly pay per month for the same period."

3d. Private *John Riley*, Company "I," 4th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *John Riley*, Company "I," 4th Infantry, "to forfeit to the United States all pay and allowances that are or may become due; to be confined at hard labor in charge of the guard; to wear a twenty-four pound ball attached to his left leg, by a chain six feet long, during said six months, at the expiration of which time to have his head shaved; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to be dishonorably discharged and drummed out of the service."

4th. Private *William Thomas*, Company "A," 2d Cavalry.

CHARGE—"Sleeping on post."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *William Thomas*, Company "A," 2d Cavalry, "to be confined at hard labor in charge of the guard, at the post at which his company may be serving for the period of six months, and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

5th. Private *Eugene Gutchins*, Company "A," 2d Cavalry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In, that Private *Eugene Gutchins*, Company "A," 2d Cavalry, did present a forged check, "knowing the same to be forged," purporting to have been signed by Lieutenant *M. E. O'Brien*, 2d Cavalry, to the post trader at Fort Sanders, W. T., and did receive therefor goods and checks to the value of twelve dollars, (more or less.)

All this at Fort Sanders, W. T., on the 10th day of May, 1869.

To which charge, and the specification thereto, the accused pleaded as follows:

To the specification—"Guilty," except the words "knowing the same to be forged."

To the charge—"Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Eugene Gutchins*, Company "A," 2d Cavalry, "to be confined at hard labor in charge of the guard, for the period of four months, and to forfeit to the United States twelve dollars of his monthly pay per month for the same period."

6th. Private *Jacob Miller*, Company "C," 4th Infantry.



CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In, that Private *Jacob Miller*, Company "C," 4th Infantry, a soldier duly enlisted in the service of the United States, did borrow a revolver of the value of five dollars, the property of Hospital Steward *James Strong*, and did unlawfully dispose of the same, to a party or parties unknown, for the sum of five dollars.

This at Fort Sanders and Laramie City, W. T., on the 3d day of November, 1868.

Specification 2—In, that Private *Jacob Miller*, Company "C," 4th Infantry, a soldier duly enlisted in the service of the United States, did borrow a watch from Private *James A. Dean*, Company "C," 4th Infantry, and did unlawfully dispose of said watch to 1st Sergeant *Henry Morris*, Company "C," 4th Infantry.

This at Fort Sanders, W. T., on or about the 3d day of November and 5th day of December, 1868.

To which charge, and the specifications thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Jacob Miller*, Company "C," 4th Infantry, "to be confined at hard labor in charge of the guard at the post where his company may be serving for two months, and to forfeit to the United States twelve dollars of his monthly pay per month for the same period."

7th. Private *Maurice Wild*, Company "G," 30th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded as follows:

To the 1st specification, 1st charge—"Guilty."

To the 2d specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification, 1st charge—"Guilty."

Of the 2d specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty,"

and does therefore sentence him, Private *Maurice Wild*, Company "G," 30th Infantry, "to forfeit to the United States all pay and allowances which are or may become due him; to be indelibly marked on the left hip with the letter "D," and on the right hip with the letter "W," each letter one and one-half inches long, and ten days thereafter, to have his head shaved, and to be dishonorably discharged and drummed out of the service."

VII...In the foregoing cases of Privates *Thomas McConnell*, Company "I," 4th Infantry, *John Riley*, Company "I," 4th Infantry, *William Thomas*, Company "A," 2d Cavalry, and *Eugene Gutchins*, Company "A," 2d Cavalry, the proceedings, findings and sentences, are approved, and the sentences awarded will be duly executed by the proper commanding officers.

In the case of Private *Jacob Miller*, Company "C," 4th Infantry, the proceedings, finding and sentence, are approved; but in accordance with the recommendation of all the members of the Court, who sat in the case, in view of the mitigating circumstances, the prisoner having made restitution in each instance, the sentence is hereby remitted. Private *Miller* will be released from arrest and restored to duty.

In the case of Private *Maurice Wild*, Company "G," 30th Infantry, the proceedings, finding and sentence, are approved, except so much of the latter as inflicts branding on the right hip with the letter "W;"

the remainder of the sentence will be duly executed by the proper commanding officer.

In the case of Private *Maurice Hart*, Company "I," 4th Infantry, the proceedings, finding and sentence, are approved; but in view of the probability of the fact that the accused voluntarily surrendered himself—a fact which should have been brought out in evidence—the sentence is mitigated to confinement at hard labor, under charge of the guard at the post where the company of the prisoner may be serving for one year, and the forfeiture of all pay and allowances now due, or that may become due him during the period of his confinement, except the just dues of the laundress.

VIII...Before a General Court Martial which convened at Fort Fetterman, W. T., pursuant to Paragraph 3, Special Orders No. 62, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *C. H. Carlton*, Captain 4th Infantry, is President, were arraigned and tried:

1st. Private *Everett Larbee*, Company "E," 4th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Everett Larbee*, Company "E," 4th Infantry, "to forfeit to the United States all pay and allowances due or which may become due him, except the just dues of the laundress; to be dishonorably discharged the service of the United States; to have his head shaved; to be indelibly marked on the left hip with the letter "D," one and one-half inches long, and to be drummed out of the garrison at which his company may be serving."

IX...In the foregoing case of Private *Everett Larbee*, Company "E," 4th Infantry, the proceedings, finding and sentence, are approved; but the sentence is remitted, as Special Orders No. 78, current series, from these Headquarters, directed that he should be

restored to duty without trial, which order was received after the prisoner had been tried.

X...The General Court Martial convened at Fort Fetterman, W. T., pursuant to Paragraph 3, Special Orders No. 62, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *C. H. Carlton*, Captain 4th Infantry, is President, is hereby dissolved.

XI.. So much of that portion of General Orders No. 32, current series, from these Headquarters, promulgating and mitigating the sentences in the cases of Privates *O'Connor*, *Dunn*, *Anderson*, *Corbett* and *Gilmore*, as requires the prisoners to forfeit all pay or allowances now due or that may become due, is hereby amended so as to read, "and with forfeiture of pay now due or that may become due, except the just dues of the laundress."

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

OFFICIAL:

*a. a. y.*

*Aide-de-Camp.*

## G. C. M.

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### FORT D. A. RUSSELL.

1. Private *William Boyle*, Company "E," 2d Cavalry.
2. Private *Martin White*, Company "F," 2d Cavalry.
3. Private *Alexander Kidd*, Company "E," 2d Cavalry.
4. Private *Charles E. Bartholomew*, Company "E," 2d Cavalry.
5. Private *Otto Gentz*, Company "F," 2d Cavalry.
6. Private *Clarence Barrett*, Company "H," 2d Cavalry.
7. Private *Charles Hatton*, Company "E," 2d Cavalry.
8. Private *Thomas Mc Nerney*, Company "A," 2d Cavalry.
9. Private *John H. Morrison*, Company "D," 2d Cavalry.
10. Private *William Watson*, Company "E," 2d Cavalry.
11. Wagoner *Abel Cox*, Company "F," 2d Cavalry.
12. Sergeant *William J. Mitchell*, Company "E," 2d Cavalry.
13. Private *Alexander Bowles*, Company "H," 2d Cavalry.
14. Private *Charles Weaver*, Company "E," 2d Cavalry.
15. Sergeant *William Baker*, Company "F," 2d Cavalry.
16. Private *Robert D. Sherer*, Company "D," 2d Cavalry.
17. Private *Joseph Adams*, Company "D," 2d Cavalry.
18. Private *Henry J. Dew*, Company "F," 2d Cavalry.
19. Private *John T. Bailey*, Company "D," 2d Cavalry.
20. Private *Eduard S. Perkins*, Company "D," 2d Cavalry.
21. Private *Lewis Dohne*, Company "F," 2d Cavalry.

### FORT SEDGWICK.

1. Private *Martin Archer*, Company "D," 27th Infantry.
2. 1st Sergeant *Lawrence Fitzpatrick*, Company "K," 27th Infantry.
3. Private *Ignatius Goetz*, Company "M," 2d Cavalry.
4. Corporal *John Hilton*, Company "M," 2d Cavalry.

### FORT SANDERS.

1. Private *Charles Simmons*, Company "C," 4th Infantry.

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## HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, June 4th, 1869.*

GENERAL ORDERS, }  
No. 36. }

I...Before a General Court Martial which convened at Fort D. A.

Russell, W. T., pursuant to Paragraph 3, Special Orders No. 76, current series, from these Headquarters, and of which Brevet Brigadier General *L. P. Bradley*, Lieutenant Colonel 27th Infantry, is President, were arraigned and tried:—

1st. Private *William Boyle*, Company "E," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *William Boyle*, Company "E," 2d Cavalry.

2d. Private *Martin White*, Company "F," 2d Cavalry.

CHARGE—"Absence without leave."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Martin White*, Company "F," 2d U. S. Cavalry, "to forfeit to the United States ten dollars (\$10) of his monthly pay for two (2) months."

3d. Private *Alexander Kidd*, Company "E," 2d Cavalry.

CHARGE—"Absence without leave."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Alexander Kidd*, Company "E," 2d Cavalry, "to forfeit to the United States ten dollars of his monthly pay for one month."

4th. Private *Charles E. Bartholomew*, Company "E," 2d Cavalry.

CHARGE—"Leaving his post, in violation of the 46th Article of War."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

## FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *Charles E. Bartholomew*, Company "E," 2d Cavalry.

5th. Private *Otto Gentz*, Company "F," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

## FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Otto Gentz*, Company "F," 2d Cavalry, "to be confined at hard labor, at the post where his company may be serving for six months, wearing a twelve pound ball attached to his left leg, by a chain six feet long for the same period, and at the expiration of that time to be dishonorably discharged."

6th. Private *Clarence Barrett*, Company "H," 2d Cavalry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In, that *Clarence Barrett*, a Private of Company "H," 2d Cavalry, having been duly placed as a sentinel in charge of a working party of prisoners, did connive at the escape of two of said prisoners, (same being regularly ironed,) namely: *John McCullum* and *Michael Moore*, citizens.

This at or near Fort D. A. Russell, W. T., on or about the 21st of April, 1869.

Specification 2—In, that *Clarence Barrett*, a Private of "H" Company, 2d Cavalry, having been placed as a sentinel in charge of a working party of prisoners, where it was his duty to prevent the escape of prisoners, did fail to prevent the escape of *John McCullum* and *Michael Moore*, citizens; said prisoners being regularly ironed.

This at or near Fort D. A. Russell, W. T., on or about the 21st of April, 1869.

Specification 3—In, that *Clarence Barrett*, a Private of "H" Company, 2d Cavalry, did make use of the following language in the presence of enlisted men of his company, while speaking of the escape of prisoners *McCullum* and *Moore*, citizens; "I do not give a damn if all the prisoners made their escape, and I prefer serving my

time in the guard-house to serving it in the company," or words to that effect.

All this at or near Fort D. A. Russell, W. T., between the hours of 9 A. M., and 8 o'clock P. M., on the 21st of April, 1869.

To which charge, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Not Guilty."

Of the 2d specification—"Not Guilty."

Of the 3d specification—" 'Guilty,' of the words 'I prefer serving my time in the guard-house to serving it in the company,' or words to that effect," but attach no criminality thereto.

Of the charge—"Not Guilty,"

and does therefore acquit him, Private *Clarence Barrett*, Company "H," 2d Cavalry.

7th. Private *Charles Hatton*, Company "E," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Charles Hatton*, Company "E," 2d Cavalry, "to forfeit all pay due, or that may become due; to be confined in charge of the guard where his company may be serving, for the period of two (2) calendar months, having a ball weighing twelve (12) pounds attached with a chain six feet long to the leg, and at the expiration of which time to be dishonorably discharged the service of the United States."

8th. Private *Thomas McNerney*, Company "A," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sen-



tence him, Private *Thomas McNerney*, Company "A," 2d Cavalry, "to be confined at hard labor in charge of the guard for six (6) months; to forfeit all pay now due, or that may become due, except the just dues of the laundress; to wear a ball weighing twelve (12) pounds attached to his left leg, by a chain six (6) feet long, during the same period, and at the expiration of which time to be indelibly marked on the left hip with the letter "D," one inch and a half long, and then dishonorably discharged the service of the United States."

9th. Private *John H. Morrison*, Company "D," 2d Cavalry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In, that *John H. Morrison*, a Private of Company "D," 2d U. S. Cavalry, having been duly placed as a sentinel in charge of a working party of prisoners, did connive at the escape of two (2) of said prisoners, (same being regularly ironed,) namely: *John McCullum* and *Michael Moore*.

This at or near Fort D. A. Russell, W. T., on or about the 21st of April, 1869.

Specification 2—In, that *John H. Morrison*, a Private of Company "D," 2d U. S. Cavalry, having been duly placed as a sentinel in charge of a working party of prisoners, where it was his duty to prevent the escape of prisoners, did fail to prevent the escape of *John McCullum* and *Michael Moore*, said prisoners being duly ironed.

All this at Fort D. A. Russell, W. T., between the hours of 9 and 12 o'clock, on the morning of the 21st of April, 1869.

To which charge and specifications, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *John H. Morrison*, Company "D," 2d Cavalry.

10th. Private *William Watson*, Company "E," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sen-

tence him, Private *William Watson*, Company "E," 2d U. S. Cavalry, "to forfeit all pay and allowances that are, or may become due him, except the just dues of the laundress; to be confined in charge of the guard for twelve (12) months; to wear a ball weighing twelve (12) pounds attached to his left leg, by a chain six (6) feet long, then to be marked indelibly with the letter "D," one and a half (1½) inches long on the left hip; to have his head shaved and be drummed out of the service."

11th. Wagoner *Abel Cox*, Company "F," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except the words "did desert the service."

Of the charge—"Not Guilty" of desertion, but guilty of "Absence without leave."

and does therefore, sentence him, Wagoner *Abel Cox*, Company "F," 2d Cavalry, "to forfeit to the United States ten dollars of his monthly pay for two months."

12th. Sergeant *William J. Mitchell*, Company "E," 2d Cavalry.

CHARGE—"Neglect of duty."

Specification—In this, that he Sergeant *William J. Mitchell*, Company "E," 2d Cavalry, having been regularly detailed and mounted as Sergeant of, and commanding the guard placed over the quartermaster's and cavalry stables, at Fort D. A. Russell, W. T., and having received instructions to allow no horses to leave said stables without authority from the post commander, officer of the day, quartermaster of the post, or respective company commanders, did permit Sergeant *William Baker*, Company "F," 2d Cavalry, to take from the stables of Company "F," 2d Cavalry, several horses, the property of the United States, without said authority, and for an unlawful purpose, and did not use his utmost endeavors and the means at his command as commandant of said stable guard, to prevent the taking of said horses from the stables as aforesaid, he knowing that the horses were taken for unlawful purposes.

This at Fort D. A. Russell, W. T., on or about the morning of May 4th., 1869.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Sergeant *William J. Mitchell*, Company "E," 2d Cavalry, "to be reduced to the ranks; to forfeit to the United States five dollars per month of his monthly pay for five months."

13th. Private *Alexander Bowles*, Company "H," 2d Cavalry.

CHARGE—"Neglect of duty."

Specification—In, that Private *Alexander Bowles*, "H" Company, 2d U. S. Cavalry, a duly enlisted soldier of the United States, having been duly detailed and mounted as a member of the post guard at Fort D. A. Russell, W. T., (mounted on the 12th and relieved on the 13th day of May, 1869,) did, whilst on duty as a sentinel in charge of two prisoners, allow said prisoners to leave his sight, and remain so absent from his sight for a considerable time, in consequence of which neglect of duty on the part of said Private *Alexander Bowles*, one of said prisoners effected his escape.

This at Fort D. A. Russell, W. T., on or about the 13th day of May, 1869.

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Alexander Bowles*, Company "H," 2d Cavalry, "to forfeit to the United States fifteen dollars a month of his monthly pay for five months."

14th. Private *Charles Wearer*, Company "E," 2d Cavalry.

CHARGE—"Neglect of duty."

Specification—In this, that Private *Charles Wearer*, Company "E," 2d Cavalry, having been duly mounted as a member of the post guard, and having been charged with the safe-keeping of Private *Walter T. Benson*, Company "L," 2d Cavalry, a prisoner charged with desertion, did permit, or fail to prevent, the escape of said prisoner.

This at Fort D. A. Russell, W. T., on or about May 11th, 1869.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, having maturely considered the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Charles Weaver*, Company "E," 2d Cavalry, "to forfeit to the United States ten dollars of his monthly pay for one month."

15th. Sergeant *William Baker*, Company "F," 2d Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, *William Baker*, a Sergeant of "F" Company, 2d U. S. Cavalry, did, without authority, on the night of the 3d or morning of the 4th day of May, 1869, take a detail of armed men from Company "F," 2d Cavalry, and proceed to the stables of said Company "F" and mount said detail on horses, the property of the United States, and for which Captain *O. O. G. Robinson*, 2d Cavalry, is responsible, and with them did proceed to the city of Cheyenne, W. T.

This at or near Fort D. A. Russell, W. T., on or about the dates above mentioned.

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Sergeant *William Baker*, Company "F," 2d Cavalry, "to be reduced to the ranks; to forfeit fifteen dollars of his monthly pay for five months, and be confined at the post where his company may be serving, at hard labor, for sixty days."

16th. Private *Robert D. Sherer*, Company "D," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Robert D. Sherer*, Company "D," 2d Cavalry, "to

forfeit to the United States all pay and allowances now due, or that may become due, except the just dues of the laundress; to be confined at hard labor in charge of the guard at the post where his company may be serving for six months, wearing a ball weighing twelve pounds attached to his left leg, by a six foot chain, and at the expiration of that time to be indelibly marked with the letter "D," one and one-half inches long, and ten days thereafter to be dishonorably discharged the service."

17th. Private *Joseph Adams*, Company "D," 2d Cavalry.

CHARGE—"Selling his carbine, in violation of the 38th Article of War."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *Joseph Adams*, Company "D," 2d Cavalry.

18th. Private *Henry J. Dew*, Company "F," 2d Cavalry.

CHARGE—"Absence without leave."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Henry J. Dew*, Company "F," 2d Cavalry, "to forfeit to the United States ten dollars of his monthly pay for one month."

19th. Private *John T. Bailey*, Company "D," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In, that he, Private *John T. Bailey*, Company "D," 2d Cavalry, did procure or cause to be procured, a soldier's blank discharge and final statements, and did fill in, or cause to be filled in, or was privy to the filling in of the same, so as to make them appear as those of a discharged soldier of Company "G," 2d Cavalry, and did forge, or procure to be forged, or was privy to the forging

of, the signatures of General *L. P. Bradley*, Lieutenant Colonel 27th Infantry, Commanding Post, and Captain *Axel S. Adams*, Commanding Company "G," 21 U. S. Cavalry, and did dispose of the same final statements to one *Eisfelder*, a citizen of Cheyenne, he, (*Bailey*,) knowing the said final statements and discharge to be fictitious, and the signatures thereto to be forgeries.

This at Fort D. A. Russell, W. T., on or about the 15th day of May, 1869.

To which charges, and the specifications thereto, the accused pleaded "Guilty"

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *John T. Bailey*, Company "D," 2d Cavalry, "to forfeit to the United States all pay now due, or to become due, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and a half inches long; to be dishonorably discharged the service of the United States, and to be confined in such penitentiary as the Commanding General may select for the term of five years."

20th. Private *Edward S. Perkins*, Company "D," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In, that Private *Edward S. Perkins*, Company "D," 2d Cavalry, did procure or cause to be procured, a soldier's blank discharge and final statements, and did fill in, or cause to be filled in, or was privy to the filling in of the same, so as to make them appear as those of a discharged soldier of Company "G," 2d U. S. Cavalry, and did forge, or procure to be forged, or was privy to the forging of the signatures of General *L. P. Bradley*, Lieutenant Colonel 27th Infantry, Commanding Post, and Captain *Axel S. Adams*, Commanding Company "G," 2d U. S. Cavalry, and did dispose of the same final statements to one *Eisfelder*, a citizen of Cheyenne, he, *Perkins*, knowing the said discharge and final statements to be fictitious, and the signatures thereto to be forgeries.

This at or near Fort D. A. Russell, W. T., on or about the 15th day of May, 1869.

To which charges, and the specifications thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Edward S. Perkins*, Company "D," 2d Cavalry, "to forfeit to the United States all pay now due, or to become due, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and a half inches long; to be dishonorably discharged the service of the United States, and to be confined in such penitentiary as the Commanding General may select for the term of five years."

21st. Private *Lewis Dohne*, Company "F," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Lewis Dohne*, Company "F," 2d U. S. Cavalry, "to forfeit to the United States all pay due, or to become due; to be confined at the post where his company may be serving for a period of six (6) months, at hard labor, at the expiration of which to be dishonorably discharged the service."

II..In the foregoing cases of Privates *Charles E. Bartholomew*, Company "E," *John H. Morrison*, Company "D," *Clarence Barrett*, Company "H," *William Boyle*, Company "E," and *Joseph Adams*, Company "D," all of the 2d Cavalry, the proceedings, findings and acquittal, are approved, and the prisoners will be released from arrest and restored to duty.

In the cases of Sergeant *William J. Mitchell*, Company "E," Wagoner *Abel Cox*, Company "F," and Privates *Martin White*, Company "F," *Alexander Kidd*, Company "E," *Alexander Bowles*, Company "H," *Charles Weaver*, Company "E," and *Henry J. Dew*, Company "F," all of the 2d Cavalry, the proceedings, findings and sentences, are approved, and will be duly executed. The prisoners will be released from arrest and restored to duty.

In the cases of Privates *Otto Gentz*, Company "F," *Charles Hat-*

ton, Company "E," *Thomas McNerney*, Company "A," *William Watson*, Company "E," *Robert D. Sherer*, Company "D," all of the 2d Cavalry, the proceedings, findings and sentences, are approved; but so much of the sentences in these cases as inflicts marking, shaving of heads, forfeiture of pay beyond, and dishonorable discharge at, the expiration of the periods of confinement of the prisoners, is hereby remitted. The remainder of the sentences in each case will be duly executed by the proper commanding officer.

In the cases of Privates *Edward S. Perkins* and *John T. Bailey*, both of Company "D," 2d Cavalry, the proceedings, findings and sentences, are approved, but the period of confinement in each case is mitigated to two years. The penitentiary at Madison, Iowa, is designated as the place of confinement for these prisoners, whither they will be sent under suitable guard by the commanding officer of Fort D. A. Russell, with a copy of this order.

In the case of Sergeant *William Baker*, Company "F," 2d Cavalry, the proceedings, finding and sentence, are approved; but in accordance with the recommendation of the members of the Court, based upon the previous long and faithful service of the accused, and the mitigating circumstances of the case, so much of the sentence as imposes confinement is hereby remitted. The remainder of the sentence will be executed by the proper commanding officer.

In the case of Private *Lewis Dohue*, Company "F," 2d Cavalry, the proceedings, finding and sentence, are approved; but in accordance with a recommendation to mercy, signed by the members of the Court, in view of apparent mental weakness on the part of the accused, so much of the sentence as inflicts confinement is remitted. The remainder of the sentence will be executed by the proper commanding officer.

III...Before a General Court Martial which convened at Fort Sedgwick, C. T., pursuant to Paragraph 2, Special Orders No. 83, current series, from these Headquarters, and of which Brevet Major *William H. Bisbee*, Captain 27th Infantry, is President, were arraigned and tried:

1st. Private *Martin Archer*, Company "D," 27th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that he, Private *Martin Archer*, Compa-



ny "D," 27th U. S. Infantry, did, while intoxicated, enter the mess-room of his company in his shirt sleeves, and when ordered by Sergeant *John C. Lockert*, Company "D," 27th Infantry, to go and dress himself before taking his seat at the table, did use insulting language to said Sergeant *John C. Lockert*, Company "D," 27th U. S. Infantry, saying: "You are a bastard, you damned Jew," or words to that effect.

All this at Sidney Barracks, Neb., on the 11th day of May, 1869.

Specification 2—In this, that he, Private *Martin Archer*, Company "D," 27th Infantry, while leaving the mess-room of his company, and while passing Sergeant *John C. Lockert*, "D" Company, 27th Infantry, did strike said Sergeant *John C. Lockert*, "D" Company, 27th Infantry, in the face, thereby causing his nose to bleed.

All this at Sidney Barracks, Neb., on the 11th day of May, 1869.

To which charge, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Guilty," except the words 'You damned Jew.'

Of the 2d specification—"Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Martin Archer*, Company "D," 27th Infantry, "to be confined at hard labor, in charge of the guard at the post at which his company may be serving, for the period of three months, and to forfeit ten dollars of his monthly pay per month for the same period."

2d. 1st Sergeant *Lawrence Fitzpatrick*, Company "K," 27th Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this, that he, 1st Sergeant *Lawrence Fitzpatrick*, Company "K," 27th Infantry, did draw a knife on Private *Edward Smith*, Company "K," 27th Infantry, and threaten to stab him, the said *Smith*, with it.

All this at or near Fort Sedgwick, C. T., on or about the 24th day of May, 1869.

Specification 2—In this, that he, 1st Sergeant *Lawrence Fitzpatrick*, Company "K," 27th Infantry, did aim a loaded pistol at the person of Private *Edward Smith*, Company "K," 27th Infantry, and did fire two shots at him, the said *Smith*.

All this at or near Fort Sedgwick, C. T., on or about the 24th day of May, 1869.

Specification 3—In this, that he, 1st Sergeant *Lawrence Fitzpatrick*, Company "K," 27th Infantry, did, with spade uplifted in his hands, threaten to strike Corporal *James H. Gulick*, Company "K," 27th Infantry.

All this at or near Fort Sedgwick, C. T., on or about the 24th day of May, 1869.

Specification 4—In this, that he, the said 1st Sergeant *Lawrence Fitzpatrick*, Company "K," 27th Infantry, did enter the barracks of "K" Company, 27th Infantry, in a state of intoxication and use violent and threatening words and gestures against men of the company, saying he would kill some of them or words to that effect.

All this at or near Fort Sedgwick, C. T., on or about the 24th day of May, 1869.

To which charge, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Guilty," except the words "and threaten to stab him, the said *Smith*, with it."

Of the 2d specification—"Guilty," except the words "at the person of Private *Edward Smith*, "K" Company, 27th Infantry," and "at him, the said *Smith*."

Of the 3d specification—"Guilty."

Of the 4th specification—"Guilty," except the words "saying he would kill some of them or words to that effect."

Of the charge—"Guilty,"

and does therefore sentence him, 1st Sergeant *Lawrence Fitzpatrick*, Company "K," 27th Infantry, "to forfeit to the United States all pay and allowances now due, or hereafter to become due him; to be reduced to the ranks as a private soldier; to be confined in such military prison as the Commanding General may direct for the period

of one year; then to to be dishonorably discharged the service of the United States."

3d. Private *Ignatius Goetz*, Company "M," 2d Cavalry,

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that he, Private *Ignatius Goetz*, of "M" Company, 2d Cavalry, when ordered by 1st Sergeant *Christian Widman*, of "M" Company, 2d Cavalry, to proceed to camp, did refuse to obey such order.

All this at Sidney Station, Union Pacific Railroad, on or about the 27th day of May, 1869.

Specification 2—In this, that he, Private *Ignatius Goetz*, of "M" Company, 2d Regiment of Cavalry, did without any cause or provocation, draw his revolver and attempt to shoot 1st Sergeant *Christian Widman*, of "M" Company, 2d Regiment of Cavalry, while he, (the said 1st Sergeant *Christian Widman*,) was in the lawful discharge of his duty.

All this at Sidney Station, Union Pacific Railroad, on or about the 27th day of May, 1869.

CHARGE 3—"Theft, to the prejudice of good order and military discipline."

Specification—In this, that he, Private *Ignatius Goetz*, of "M" Company, 2d Regiment of Cavalry, did enter the store of Messrs *Kane and Becker*, at Sidney Station, Union Pacific Railroad, and steal, take and carry away from the money drawer in said store, money to the value of twenty dollars, more or less, with the intention of appropriating the same to his own use.

All this at Sidney Station, Union Pacific Railroad, on or about the 27th day of May, 1869.

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:—

Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the 1st specification, 2d charge—"Guilty."

Of the 2d specification, 2d charge—"Guilty."

Of the 2d charge—"Guilty."

Of the specification, 3d charge—"Not Guilty."

Of the 3d charge—"Not Guilty,"

and does therefore sentence him, Private *Ignatius Goezt*, Company "M," 2d Cavalry, "to forfeit to the United States all pay and allowances now due, or hereafter to become due him, and to be confined in such military prison as the commanding General may direct for the period of two years; then to be dishonorably discharged the service of the United States."

4th. Corporal *John Hilton*, Company "M," 2d Cavalry,

CHARGE 1—"Drunkenness on duty."

CHARGE 2—"Breach of arrest."

CHARGE 3—"Conduct prejudicial to good order and military discipline."

Specification—In this, that he, Corporal *John Hilton*, of "M" Company, 2d Regiment of Cavalry, while under the charge of the Sergeant of the guard, Sergeant *Thomas R. Reed*, "M" Company, 2d Regiment of Cavalry, did strike and otherwise abuse him, the said Sergeant *Thomas R. Reed*, while in the lawful discharge of his duty.

All this at Camp Bradley, near Sidney station, U. P. R. R., on or about the 23d day of May, 1869.

To which charges, and the specifications thereto, the accused pleaded as follows:—

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

To the specification, 3d charge—"Not Guilty."

To the 3d charge—"Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:—

Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty."

Of the 2d charge—"Guilty."

Of the specification, 3d charge—"Guilty," except the words "and otherwise abuse him."

Of the 3d charge—"Guilty,"

and does therefore sentence him, Corporal *John Hilton*, Company "M," 2d Cavalry, "to be reduced to the ranks, and to forfeit to the United States, ten dollars of his monthly pay per month for the period of two months.

IV...In the cases of Corporal *John Hilton*, Company "M," 2d Cavalry and Private *Martin Archer*, Company "D," 27th Infantry, the proceedings, findings and sentences are approved, and the sentences will be executed by the proper commanding officer.

Private *Hilton* will be released from arrest and restored to duty.

In the case of 1st Sergeant *Lawrence Fitzpatrick*, Company "K," 27th Infantry, the proceedings, findings and sentence are approved, but in accordance with a recommendation to clemency, signed by all the members of the Court, in view of the long service and uniform good conduct of the accused, that portion of the sentence inflicting forfeiture of pay, and requiring him to be dishonorably discharged at the expiration of his confinement, is remitted, and the period of confinement is mitigated to three months, in charge of the guard, at the post where the company of the prisoner may be serving.

The sentence as modified, will be duly executed by the proper commanding officer.

In the case of Private *Ignatius Goetz*, Company "M," 2d Cavalry, so much of the proceedings and findings, as relates to the first charge, and the specification thereto, and the first specification to the 2d charge, is approved. The proceedings and findings, relating to the 2d specification, to the 2d charge, are approved, except so much of the finding as finds the prisoner guilty of attempting to shoot Sergeant *Widman*.

The evidence shows that the prisoner drew a pistol on the Sergeant and defied him, but does not conclusively establish, that he. (the prisoner,) attempted to shoot him.

The finding to the 2d charge, is approved.

The proceedings and findings, relating to the 3d charge and its specifications, are *void ab initio*, theft being an offense, only cognizable by a Court Martial, when perpetrated under circumstances affecting the order and discipline of the service, thus bringing it with-

in the purview of the 99th. article of war. The offense specified, was a theft of private funds, committed on a person not in the military service, and at a place not under military jurisdiction, and could only have been taken cognizance of by a civil tribunal.

The attention of the Court, is invited to Paragraph 3 "Ninety-ninth Article," Digest of Opinions, Judge Advocate General, edition of 1868.

The sentence is approved, but the period of confinement awarded is mitigated to one year.

The guard house at Fort Sedgwick, C. T., is designated as the place of confinement of the prisoner, whither he will be sent under suitable guard, with a copy of this order.

V...The General Court Martial convened at Fort Sedgwick, C. T., pursuant to Paragraph 2, Special Orders No. 83, current series, from these Headquarters, and of which Brevet Major *William H. Bisbee*, Captain 27th Infantry, is President, is hereby dissolved.

VI...Before a General Court Martial, which convened at Fort Sanders, W. T., pursuant to Paragraph 1, Special Orders No. 83, current series, from these Headquarters, and of which Brevet Major *Samuel P. Ferris*, Captain 4th Infantry, is President, were arraigned and tried.

1st. Private *Charles Simmons*, Company "C," 4th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded as follows:—

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:—

Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty," except the words "carry away and steal," substituting therefor, the words "did loose to the

United States through neglect, or carelessness."

Of the 2d charge—"Not Guilty of theft, but guilty of conduct to the prejudice of good order and military discipline,"

and does therefore sentence him, Private *Charles Simmons*, Company "C," 4th Infantry, "to forfeit to the United States, all pay and allowances that are, or may become due him; to have his head shaved; to be indelibly marked on the left hip with the letter "D," one and one-half inches long, and ten days thereafter to be dishonorably discharged and drummed out of the service of the United States.

VII...In the foregoing case of Private *Charles Simmons*, Company "C," 4th Infantry, in which the Court was re-assembled for reconsideration of its findings, on the 2d charge and its specification, and of the sentence, the proceedings and findings, on the first charge and specification, and the proceedings on the second charge and specification, with the revised findings thereto, and the sentence as amended, are approved. The sentence will be duly executed by the proper commanding officer.

VIII...The General Court Martial convened at Fort Sanders, W. T., pursuant to Paragraph 1, Special Orders No. 83, current series, from these Headquarters, and of which Brevet Major *Samuel P. Ferris*, Captain 4th Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*





*Last page for Lt's orders*

HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha Nebraska, June 14th, 1869.*

GENERAL ORDERS, }  
No. 37. }

I...The consolidation of the present 9th and 27th Regiments of Infantry into a new regiment, the 9th Infantry, as ordered by Extract 14, of Paragraph one (1,) General Orders No. 17, current series, from Headquarters of the Army, will be effected as follows:

ENLISTED MEN.

Companies "A," 9th Infantry, and "B," 27th Infantry, to constitute new Company "A," 9th Infantry, to take post at Omaha Barracks.

Companies "B," 9th Infantry, and "A," 27th Infantry, to constitute new Company "B," 9th Infantry, to take post at Fort Sedgwick.

Companies "C," 9th Infantry, and "F," 27th Infantry, to constitute new Company "C," 9th Infantry, to take post at Omaha Barracks.

Companies "D," 9th Infantry, and "K," 27th Infantry, to constitute new Company "D," 9th Infantry, to take post at Fort Sedgwick.

Companies "E," 9th Infantry, and "C," 27th Infantry, to constitute new Company "E," 9th Infantry, to take post at Fort Kearny.

Companies "F," 9th Infantry, and "I," 27th Infantry, to constitute new Company "F," 9th Infantry, to take post at Plum Creek Station.

Companies "G," 9th Infantry, and "G," 27th Infantry, to constitute new Company "G," 9th Infantry, to take post at Fort D. A. Russell.

Companies "I," 9th Infantry, and "H," 27th Infantry, to constitute new Company "H," 9th Infantry, to take post at Fort D. A. Russell.

Companies "H," 9th Infantry, and "D," 27th Infantry, to constitute new Company "I," 9th Infantry, to take post at Sidney Station.

Companies "K," 9th Infantry, and "E," 27th Infantry, to constitute new Company "K," 9th Infantry, to take post at North Platte Station.

## COMPANY OFFICERS.

Company "A,"	{	Captain <i>William H. Jordan.</i> 1st Lieutenant <i>George R. Griffith.</i> 2d Lieutenant <i>Hayden DeLaney.</i>
Company "B,"	{	Captain <i>John D. Devin.</i> 1st Lieutenant <i>Morris C. Foot.</i> 2d Lieutenant <i>William H. Miller.</i>
Company "C,"	{	Captain <i>Samuel Munson.</i> 1st Lieutenant <i>Michael J. Fitzgerald.</i> 2d Lieutenant <i>John H. Coale.</i>
Company "D,"	{	Captain <i>Philip A. Owen.</i> 1st Lieutenant <i>Charles H. Shepard.</i> 2d Lieutenant <i>Thad. H. Capron.</i>
Company "E,"	{	Captain <i>Edwin Pollock.</i> 1st Lieutenant <i>E. L. McCaullay.</i> 2d Lieutenant <i>Edward R. Theller.</i>
Company "F,"	{	Captain <i>Charles O. Wood.</i> 1st Lieutenant <i>J. R. Hardenbergh.</i> 2d Lieutenant <i>C. M. Rockefeller.</i>
Company "G,"	{	Captain <i>Thomas B. Burrows.</i> 1st Lieutenant <i>Charles H. Warrens.</i> 2d Lieutenant <i>Richard Summers.</i>
Company "H,"	{	Captain <i>Andrew S. Burt.</i> 1st Lieutenant <i>Winfield S. Matson.</i> 2d Lieutenant <i>William L. Carpenter.</i>
Company "I,"	{	Captain <i>Frederick Mears.</i> 1st Lieutenant <i>John H. Hardie.</i> 2d Lieutenant <i>James McB. Stembel.</i>
Company "K,"	{	Captain <i>Campbell D. Emory.</i> 1st Lieutenant <i>A. H. Bowman.</i> 2d Lieutenant <i>Thomas G. Tracy.</i>

This consolidation will be accomplished at as early a day as practicable. Immediately upon consolidation and formation of each new company of the 9th Infantry, as hereinbefore directed, a return thereof will be made to Regimental and Department Headquarters. Upon completion of the formation of the entire regiment, one Regimental Return will be furnished direct to the Adjutant General's Office and one to these Headquarters.

Regimental Headquarters 9th Infantry will be established at Fort

D. A. Russell. The present Adjutant and Quartermaster of the 9th Infantry will be retained in their positions till otherwise ordered by the Colonel of the Regiment.

The Colonel of the 9th Infantry, will, on his arrival, select from the non-commissioned staff of the 9th and 27th Infantry, those to be retained in consolidation, and will discharge the supernumeraries.

The Regimental Colors, Funds, Library and all regimental property of the present 27th Infantry will be turned over to the Colonel of the 9th Infantry.

Officers assigned to Companies at posts, other than those at which they are now serving, will proceed to join their proper stations without delay.

Commanding officers of posts, at which consolidations are to be made, are charged with the execution of the same.

Captains will select from the non-commissioned officers, musicians, etc., of the consolidated companies, the number authorized, to wit: six (6) Sergeants, eight (8) Corporals, two (2) musicians, two (2) artificers, one (1) wagoner, and discharge the supernumeraries of these grades, unless they choose to remain as privates. Company records, Company Funds, and all Company property will be turned over with the companies to which they belong, to the Captains of the new companies, to which they are transferred.

II...The following assignments are made of officers lately belonging to the 27th Infantry, viz:

1—Captain *William H. Bisbee*, to report in person to the commanding officer of Omaha Barracks for duty as A. C. S., at that post.

2—Captain *E. F. Thompson*, to report in person to the commanding officer of Fort Sedgwick for duty as A. A. Q. M., and A. C. S., at that post.

3—Captain *George M. Templeton*, to repair to Fort D. A. Russell, and there relieve Brevet Lieutenant Colonel *E. B. Carling*, Assistant Quartermaster U. S. A., in charge of the Ordnance Depot at that place, reporting by letter to the Chief Ordnance Officer of the

Department at these Headquarters.

4—Captain *Seth Bonney* and 1st Lieutenant *Ephraim Tillotson*, to repair to Chicago and report in person to Brevet Major General *H. F. Clarke*, Assistant Commissary General of Subsistence, for duty in the Subsistence Department.

III...The following named officers not required in the consolidation, for the reasons hereinafter mentioned, will repair to their homes, from the posts set opposite their respective names, and report by letter to the Adjutant General of the Army, monthly, as "awaiting orders," viz:

AS JUNIORS IN THE CONSOLIDATION.

Fort D. A. Russell.	{	Captain <i>Timothy Connelly</i> .
Sidney.	{	1st Lieutenant <i>Alexander Wishart</i> .
	{	1st Lieutenant <i>George F. Foote</i> .
Fort Sedgwick.	{	1st Lieutenant <i>George H. Palmer</i> .
North Platte.	{	Captain <i>Isaac D'Isay</i> .
Fort Kearny.	{	Captain <i>R. N. Fenton</i> .
Omaha Barracks.	{	Captain <i>Henry B. Freeman</i> .
	{	1st Lieutenant <i>Thomas Connolly</i> .
	{	1st Lieutenant <i>Charles P. Eagan</i> .

BY REASON OF PHYSICAL DISABILITY.

Fort D. A. Russell.	{	Captain <i>William E. Appleton</i> .
Omaha Barracks.	{	1st Lieutenant <i>Jacob Paulus</i> .



ON THEIR OWN APPLICATION.

Omaha Barracks.	{	Captain <i>Henry Haymond</i> .
	{	2d Lieutenant <i>Henry A. Irgens</i> .

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*

*Lt Paulus*



HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, June 14th, 1869.*

GENERAL ORDERS, }  
No. 38. }

Major *J. H. Smith*, Judge Advocate, having been assigned to duty at these Headquarters by Paragraph 9, Special Orders No. 135, current series, from the Headquarters of the Army, and having reported to the Commanding General accordingly, is announced as the Judge Advocate of the Department.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*

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## G. C. M.

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### FORT McPHERSON.

1. Private *George P. Wetherby*, Company "A," 5th Cavalry.
2. Recruit *Charles Marsh*, General Mounted Service U. S. A.
3. Recruit *Cornelius Boling*, General Mounted Service U. S. A.
4. Recruit *William Fallon*, General Mounted Service U. S. A.

### FORT LARAMIE.

1. Private *James E. Hill*, Company "K," 2d Cavalry.
2. Private *James Reed*, Company "K," 2d Cavalry.
3. Private *Edward Tague*, Company "F," 4th Infantry.
4. Private *John Karanagh*, Company "I," 4th Infantry.
5. Private *James Connelly*, Company "K," 4th Infantry.
6. Private *Patrick Kelly*, Company "K," 2d Cavalry.
7. Private *Aldbert Sabine*, Company "K," 4th Infantry.
8. Private *James Heirey*, Company "K," 4th Infantry.
9. Corporal *John Moore*, Company "D," 4th Infantry.
10. Private *Thomas F. Cahill*, Company "K," 2d Cavalry.

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### HEADQUARTERS DEPARTMENT OF THE PLATTE,

*Omaha, Nebraska, June 16, 1869.*

GENERAL ORDERS, }  
No. 39. }

I...Before a General Court Martial which convened at Fort McPherson, Neb., pursuant to Paragraph 1, Special Orders No. 107, current series, from these Headquarters, and of which Brevet Colonel *W. B. Royall*, Major 5th Cavalry, is President, were arraigned and tried:—

1st. Private *George P. Wetherby*, Company "A," 5th Cavalry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Violation of the 38th Article of War."

Specification—In this, that he, Private *George P. Wetherby*, Company "A," 5th Cavalry, did sell, lose, or otherwise unlawfully dispose of one Colt's army pistol, value fifty dollars; one pistol belt holster, value ninety cents; one pistol cartridge box, value sixty cents; one carbine cartridge box, value one dollar and forty-three cents; one waist belt and plate, value forty-two cents; all the property of the

United States and for which Captain *J. C. Denney*, 5th Cavalry, is responsible.

All this at Fort Wallace, Kansas, on or about the 9th day of November, 1868.

To which charges, and the specifications thereto, the accused pleaded as follows:—

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:—

Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty,"

and does therefore sentence him, Private *George P. Wetherby*, Company "A," 5th Cavalry, "to forfeit to the United States eight dollars of his monthly pay for one month."

2d. Recruit *Charles Marsh*, General Service U. S. A.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty." as charged, and does therefore sentence him, Recruit *Charles Marsh*, General Service U. S. A., "to be branded on the left hip with the letter "D;" to be dishonorably discharged the service of the United States, forfeiting all pay and allowances now due, or to become due, then to be confined at hard labor in charge of the guard, (at such place as the General Commanding shall direct,) for the period of one year, wearing a ball weighing twenty pounds attached to his left leg, with a chain six feet long."

2d. Recruit *Cornelius Boling*, General Mounted Service U. S. A.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."



To which charges, and the specifications thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Recruit *Cornelius Boling*, General Mounted Service U. S. A., "to forfeit all pay and allowances now due, or to become due: to have his head shaved, and to be branded upon the left hip with the letter "D," one and one-half inches long; then to be dishonorably discharged the service and drummed out, and confined at hard labor for the the period of two years, at such military prison as the General Commanding shall direct."

4th, Recruit *William Fallon*, General Mounted Service U. S. A.  
CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Recruit *William Fallon*, General Mounted Service U. S. A., "to forfeit all pay and allowances now due, or to become due; to have his head shaved and to be branded on the left hip with the letter "D," one and one-half inches long; then to be dishonorably discharged the service and drummed out, and confined at hard labor for the period of two years, at such military prison as the General Commanding shall direct."

II...The proceedings, finding and sentence, in the foregoing case of Private *George P. Wetherby*, Company "A," 5th Cavalry, are approved; the sentence will be duly executed by the proper commanding officer.

The proceedings, findings and sentences, in the foregoing cases of Unassigned Recruits *Charles Marsh*, *Cornelius Boling* and *William Fallon*, General Mounted Service U. S. A., are approved; but owing to the short length of time the prisoners were absent, and the fact of their being recruits, the sentence, in each case, is mitigated to read as follows: "To forfeit to the United States all pay and allowances

now due, or that may become due, except the just dues of the lamdress, for the period of one year, and to be confined at hard labor in charge of the guard, at the post where his company may be serving for the same period." The sentence as modified, in each case, will be executed by the proper commanding officer.

III...The General Court Martial convened at Fort McPherson, Neb., pursuant to Paragraph 1, Special Orders No. 107, current series, from these Headquarters, and of which Brevet Colonel *W. B. Royall*, Major 5th Cavalry, is President, is hereby dissolved.

IV...Before a General Court Martial which convened at Fort Laramie, W. T., pursuant to Paragraph 5, Special Orders No. 102, current series from these Headquarters, and of which Brevet Major *A. B. Cain*, Captain 4th Infantry, President, were arraigned and tried:

1st. Private *James E. Hill*, Company "K," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *James E. Hill*, Company "K," 2d Cavalry, "to forfeit to the United States all pay and allowances that are now, or may become due; to be indelibly marked on the left hip with the letter "D," one and one-half inches in length; to be dishonorably discharged the service of the United States, and to be confined for three years in such penitentiary as may be designated by the Department Commander."

2d. Private *James Reed*, Company "K," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sen-

tence him, Private *James Reed*, Company "K," 2d Cavalry, "to forfeit to the United States all pay and allowances that are now due, or may become due; to be indelibly marked on the left hip with the letter "D," one and one-half inches in length; to be dishonorably discharged the service of the United States, and to be confined for three years in such penitentiary as may be designated by the Department Commander."

3d. Private *Edward Tague*, Company "F," 4th Infantry.

CHARGE—"Deserting post, violation of the 46th Article of War."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him Private *Edward Tague*, Company "F," 4th Infantry, "to forfeit to the United States all pay and allowances that are now, or may become due; to be confined at hard labor in charge of the guard for six months, at the expiration of which time to be dishonorably discharged the service of the United States."

4th. Private *John Karanagh*, Company "I," 4th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *John Karanagh*, Company "I," 4th Infantry, "to forfeit to the United States all pay and allowances that are now, or may become due, and to be dishonorably discharged from the service of the United States."

5th. Private *James Connelly*, Company "K," 4th Infantry.

CHARGE 1—"Drunkenness, to the prejudice of good order and military discipline."

CHARGE 2—"Absence without leave."

CHARGE 3—"Violation of the 38th Article of War."

Specification—In this, that he, Private *James Connelly*, Company "K," 4th Infantry, being a member of a detachment guarding the mail station at Chug Water, W. T., did leave said detachment, tak-

ing with him his arms and accoutrements, consisting of one Allen's breech-loader, valued in Department General Orders No. 20, series of 1867, at fifty dollars (\$50,) cartridge box, cartridge plate, waist belt, waist plate, scabbard, together valued at two dollars and fifty-eight cents (\$2.58,) also one hundred rounds of ammunition, value six dollars, and did lose, sell or otherwise unlawfully dispose of said arms, accoutrements and ammunition.

This at or near the road from Fort Laramie, to Chug Water Mail Station, W. T., on or about between the 10th and 13th of April, 1869.

To which charges, and the specifications thereto, the accused pleaded as follows:—

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

To the specification, 3d charge—"Not Guilty."

To the 3d charge—"Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:—

Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty."

Of the 2d charge—"Guilty."

Of the specification, 3d charge—"Not Guilty."

Of the 3d charge—"Not Guilty,"

and does therefore sentence him. Private *James Connelly*, Company "K," 4th Infantry, "to forfeit to the United States ten dollars of his monthly pay for three months, and to be confined at hard labor in charge of the guard for one month."

6th. Private *Patrick Kelly*, Company "K," 2d Cavalry.

CHARGE 1—"Theft, to the prejudice of good order and military discipline."

Specification—In this, that Private *Patrick Kelly*, Company "K," 2d Cavalry, having in his possession one Colt's army revolver, valued at fifty dollars, the property of the United States, and for which Captain *James Egan*, 2d Cavalry, is responsible, did sell, secrete, or in some other way dispose of said revolver.

This while on escort duty from Fort Laramie, W. T., to Fort Fetterman, W. T., and returning, between the 28th of May, 1868, and the 3d day of June, 1869.

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification—In this, that Private *Patrick Kelly*, Company "K," 2d Cavalry, did wilfully sell, or in some other way dispose of one Colt's army revolver, valued at fifty dollars, the property of the United States, and for which Captain *James Egan*, 2d Cavalry, is responsible.

This while on escort duty from Fort Laramie, W. T., to Fort Fetterman, W. T., and returning, between the 28th day of May, 1869, and the 3d day of June, 1869.

CHARGE 3—"Forgery, to the prejudice of good order and military discipline."

Specification—In this, that Private *Patrick Kelly*, Company "K," 2d Cavalry, did write an order on the post trader for one bottle of whiskey, signing thereto the name of *James Egan*, Captain Company "K," 2d Cavalry; this without the knowledge or consent of Captain *Egan*, said order being in words as follows, viz:—

*"Fort Laramie, W. T., May 22.*

POST TRADER:—Please sell the bearer one bottle of whiskey, by he paying cash for the same.

(Signed) JAMES EGAN,  
Captain Company "K." "

This at Fort Laramie, W. T., on or about the 22d day of May, 1869.

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:—

Of the specification, 1st charge—"Guilty," by omitting the words "sell, secrete," and inserting in their stead the word "lose."

Of the 1st charge—"Not Guilty," but "Guilty of conduct to the prejudice of good order and military discipline."

Of the specification, 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

Of the specification, 3d charge—"Guilty."

Of the 3d charge—"Guilty,"

and does therefore sentence him, Private *Patrick Kelly*, Company "K," 2d Cavalry, "to forfeit to the United States twelve dollars of his monthly pay for six months, and to be confined at hard labor in charge of the guard for the same period."

7th. Private *Aldebert Sabine*, Company "K," 4th Infantry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification—In this, that *Aldebert Sabine*, a Private of Company "K," 4th Regiment of Infantry, did, while employed as a teamster, driving a wagon loaded with property pertaining to Company "D," same regiment, open one of the boxes and steal therefrom a Spencer carbine, valued at one hundred dollars, the personal property of Brevet Lieutenant Colonel *Robert P. McKibbin*, Captain 4th Infantry.

This at Fort D. A. Russell, W. T., while the wagon was being unloaded after its arrival from Fort Laramie, W. T., on or about March 31st, 1869.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *Aldebert Sabine*, Company "K," 4th Infantry.

8th. Private *James Heirey*, Company "K," 4th Infantry.

CHARGE—"Deserting his post, in violation of the 46th Article of War."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *James Heirey*, Company "K," 4th Infantry, "to forfeit to the United States all pay and allowances that are now due, or may become due, and be dishonorably discharged the service."

9th. Corporal *John Moore*, Company "D," 4th Infantry.

CHARGE 1—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In this, that Corporal *John Moore*, of Company "D,"

4th Infantry, being detailed as a non-commissioned officer with five privates of the 4th Infantry, to act as escort to transportation to Fort D. A. Russell, W. T., and returning to Fort Laramie, W. T., per Special Orders No. 99, Headquarters Fort Laramie, W. T., dated May 31st, 1869, did, with the five privates under his command, remain absent from, and fail to guard said transportation, consisting of three six-mule teams, the property of the United States, from the evening of Friday, the 4th day of June, 1869, until the morning of Tuesday, the 8th day of June, 1869, while said transportation was encamped at Camp Carling, W. T., and in consequence of his failure to guard said transportation, two public mules belonging to it were stolen on the night of Monday, the 7th of June, 1869.

This at or near Camp Carling, W. T., from the 4th, to the 8th, of June, 1869.

CHARGE 2—"Drunkenness on duty, in violation of the 45th Article of War."

Specification—In this, that Corporal *John Moore*, of Company "D," 4th Infantry, being the non-commissioned officer in charge of the escort with transportation to Fort D. A. Russell, W. T., and returning to Fort Laramie, W. T., did become so drunk on Saturday, the 5th of June, 1869, as to lie down on the public road in front of the gate at Camp Carling, W. T., when he had to be raised to his feet by some soldiers unknown, and with difficulty induced to get away from public observation.

This near Camp Carling, W. T., on or about the 5th day of June, 1869.

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:—

Of the specification, 1st charge—"Guilty," excepting the words "with the five privates under his command, remain absent from and;" and by striking out the words "night of Monday, the 7th," and inserting in their stead "morning of Tuesday, the 8th."  
Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty," except the words "when he had to be raised to his feet by some soldiers unknown, and with difficulty induced to get away from public observation."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Corporal *John Moore*, Company "D," 4th Infantry, "to be reduced to the ranks as a private soldier, and to forfeit to the United States ten dollars per month of his monthly pay for the period of ten months."

10th. Private *Thomas F. Cahill*, Company "K," 2d Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that he, Private *Thomas F. Cahill*, Company "K," 2d Cavalry, without permission from proper authority, was absent from his company quarters after "Taps," on the night of the 11th of June, 1869.

This at Fort Laramie, W. T.

Specification 2—In this, that Private *Thomas F. Cahill*, Company "K," 2d Cavalry, when ordered to halt by the sergeant of the guard, Sergeant *William Hennessey*, Company "G," 4th Infantry, and also by Private *Joseph Appar*, Company "D," 4th Infantry, a sentinel duly posted in front of the guard-house, did refuse to halt, and did attempt to run by the guard and to escape to his quarters.

This at Fort Laramie, W. T., between the hours of eleven and twelve, on the night of the 11th of June, 1869.

Specification 3—In this, that Private *Thomas F. Cahill*, Company "K," 2d Cavalry, while running by the guard for the purpose of preventing his arrest, when ordered by Brevet Captain *Edward Simonton*, 1st Lieutenant 4th Infantry, officer of the guard, on the night of the 11th of June, 1869, to halt, did, in contempt of authority, disobey said order, and did continue to run, making the attempt to escape to his quarters, until he was forcibly thrown to the ground, when he was arrested by the officer of the guard.

This at Fort Laramie, W. T., on or about the 11th day of June, 1869.

To which charge, and the specifications thereto, the accused pleaded as follows:—

To the 1st specification—"Guilty."

To the 2d specification—"Guilty."

To the 3d specification—"Not Guilty."

To the charge—"Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him.



Private *Thomas F. Cahill*, Company "K," 2d Cavalry, "to forfeit to the United States ten dollars per month of his monthly pay for the period of two months, and to be confined at hard labor in charge of the guard for the period of one month."

V...In the foregoing cases of Privates *James E. Hill*, and *James Reed*, both of Company "K," 2d Cavalry, the proceedings, findings and sentences, are approved; and the sentences will be duly executed by the proper commanding officer. The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoners, to which place they will be conducted under suitable guard with a copy of this order.

The proceedings, finding and sentence, in the foregoing case of Private *Edward Tague*, Company "F," 4th Infantry, are approved; but the prisoner having been recommended to clemency, by the members of the Court, that portion of the sentence which directs that he be dishonorably discharged, is remitted; the remainder of the sentence will be duly executed by the proper commanding officer.

In the foregoing case of Private *Aldebert Sabine*, Company "K," 4th Infantry, the proceedings, finding and acquittal, are approved.

Private *Sabine* will be released from confinement and restored to duty.

In the foregoing cases of Private *John Karanagh*, Company "I," Private *James Connelly*, Company "K," Private *James Heirey*, Company "K," and Corporal *John Moore*, Company "D," all of the 4th Infantry, and Privates *Patrick Kelly* and *Thomas F. Cahill*, Company "K," 2d Cavalry, the proceedings, findings and sentences, are approved; the sentence in each case, is confirmed and will be executed by the proper commanding officer.

VI...The General Court Martial convened at Fort Laramie, W. T., pursuant to Paragraph 5, Special Orders No. 102, current series, from these Headquarters, and of which Brevet Major *A. B. Cain*, Captain 4th Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Bvt. Lieut. Col. A. A. A. G.*



HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha Nebraska, June 24th, 1869.*

GENERAL ORDERS, }  
No. 40. }

I...Until further orders the commanding officer of each detached company of cavalry serving in this Department, will forward to these Headquarters, monthly, through the proper military channel, a return of all scouts made by his company during the month, accompanied by maps and sketches of country passed over.

II...Commanding officers of posts, having in their possession Ordnance and Ordnance Stores turned over to them upon consolidation of regiments as no longer required by the troops, will turn the same over to Captain *George M. Templeton*, U. S. Army, Acting Ordnance Officer at Ordnance Depot, Cheyenne.

The Quartermaster's Department will furnish the necessary transportation.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*



## G. C. M.

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### FORT D. A. RUSSELL.

1. Private *William Boyle*, Company "E," 2d Cavalry.
2. Private *Nathan R. Gillan*, Company "H," 2d Cavalry.
3. Private *Fredrick Blettner*, Company "D," 2d Cavalry.
4. Private *Robert Hoover*, Company "G," 27th Infantry.
5. Sergeant *Antoue M. E. Widemann*, Regimental Band 27th Infantry.
6. Private *George Wilkner*, Company "E," 2d Cavalry.
7. Private *William Rielley*, Company "E," 2d Cavalry.
8. Private *Johan Sohn*, Company "E," 2d Cavalry.
9. Private *Alfred Sturgis*, Company "E," 2d Cavalry.
10. Private *Stanislaus Johnson*, Company "G," 4th Infantry.

### FORT MCPHERSON.

1. Recruit *William A. Dorrington*, General Mounted Service U. S. A.
2. Recruit *Robert Castle*, General Mounted Service U. S. A.
3. Recruit *George W. Coverly*, General Mounted Service U. S. A.
4. Private *James Brennan*, Company "B," 5th Cavalry.
5. Corporal *Robert C. Madden*, Company "F," 5th Cavalry.
6. Private *Michael S. Linney*, Company "B," 2d Cavalry.
7. Private *James Thompson*, Company "G," 5th Cavalry.
8. Recruit *Charles G. Matthews*, General Mounted Service U. S. A.

### FORT FETTERMAN.

1. Private *Nelson A. Rose*, Company "E," 4th Infantry.

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## HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, July 5, 1869.*

GENERAL ORDERS, }  
No. 41.

I...Before a General Court Martial which convened at Fort D. A. Russell, W. T., pursuant to Paragraph 3, Special Orders No. 76, current series, from these Headquarters, and of which Brevet Brigadier General *L. P. Bradley*, Lieutenant Colonel 27th Infantry, is President, were arraigned and tried:—

1st. Private *William Boyle*, Company "E," 2d Cavalry.

CHARGE—"Absence without leave."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *William Boyle*, Company "E," 2d Cavalry, "to forfeit to the United States, ten dollars per month of his monthly pay for four months."

2d. Private *Nathan R. Gillan*, Company "H," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Nathan R. Gillan* Company "H," 2d Cavalry. "to forfeit to the United States all pay and allowances that are, or may become due him, except the just dues of the laundress; to be confined at hard labor at the post where his company may be serving for the period of six months, wearing a ball weighing twenty-four pounds, attached to his left leg, by a chain six feet long, and at the expiration of his term of confinement, to be indelibly marked with the letter "D," one and a-half inches long, on his left hip, and drummed out of the service."

3d. Private *Frederick Blettner*, Company "D," 2d Cavalry.

CHARGE 1—"Deserting his post, in violation of the 46th Article of War."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that Private *Frederick Blettner*, Company "D," 2d Cavalry, being duly mounted as a member of the post guard, and posted as a sentinel on number 2 post, in rear of the guard-house, did leave said post without proper authority, and did connive at the escape of two prisoners, by unlocking the cell door of prisoners *Reed* and *Williams*.

All this at Fort D. A. Russell, W. T., on or about the morning of the 16th of May, 1869.

To which charges, and the specifications thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Frederick Blettner*, Company "D," 2d Cavalry, "to forfeit to the United States all pay and allowances that are, or may become due, except the just dues of the laundress; to be confined at hard labor in charge of the guard where his company may be serving for the period of six months; to wear a ball and chain attached to his left ankle, of the usual weight, length and size; at the expiration of his confinement to be dishonorably discharged the service."

4th. Private *Robert Hoover*, Company "G," 27th Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Violation of the 50th Article of War."

Specification—In, that Private *Robert Hoover*, "G" Company, 27th Infantry, a duly enlisted soldier, in the service of the United States, and on detached service, doing guard duty at the Quartermaster's Department, Fort D. A. Russell, Wyoming Territory, having been duly detailed on the 27th day of May, 1869, as a member of the guard, by the proper non-commissioned officer; did desert his guard, and remain absent without leave from proper authority, until the 30th day of May, 1869, when he voluntarily returned.

All this at the Quartermaster's Department, Fort D. A. Russell, W. T., on or about the dates above specified.

CHARGE 3—"Conduct to the prejudice of good order and military discipline."

Specification—In, that Private *Robert Hoover*, Company "G," 27th Infantry, a duly enlisted soldier in the service of the United States, and on detached service, doing guard duty at the Quartermaster's Department, Fort D. A. Russell, W. T., having been duly detailed on the 27th day of May, 1869, as a member of the guard, by the proper non-commissioned officer, did desert his guard, and remain absent without leave from proper authority, until the 30th day of May, 1869, when he voluntarily returned.

All this at the Quartermaster's Department, Fort D. A. Russell, W. T., on or about the dates above specified.

To which charges, and the specifications thereto, the accused pleaded "Guilty,"

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Robert Hoover*, Company "G," 27th Infantry, "to forfeit to the United States, \$11,50 per month of his monthly pay for five months."

5th. Sergeant *Antone M. E. Widemann*, Regimental Band 27th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that Sergeant *Antone M. E. Widemann*, of the Regimental Band 27th Infantry, was so much under the influence of intoxicating liquor as to be unable, when said band was paraded for the purpose of playing, to perform his duty properly.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Sergeant *Antone M. E. Widemann*, Regimental Band 27th Infantry, "to be reduced to the rank of a private soldier, and to forfeit fifteen dollars of his monthly pay for one month."

6th. Private *George Wilkner*, Company "E," 2d Cavalry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification 1—In this, that he, Private *George Wilkner*, Company "E," 2d Cavalry, did, on or about the 22d of May, 1869, while on duty as stable police, take one sack of corn, the property of the United States, and did hide it in the manure pile in the rear of the stables, and did appropriate it to his own use.

Specification 2—In this, that he, Private *George Wilkner*, Company "E," 2d Cavalry, did, on or about the 1st day of June, 1869, steal two blankets from the quarters of Company "E," 2d Cavalry, the property of Private *William Robinson*, Company "E," 2d Cavalry, and did appropriate them to his own use, and when accused of stealing the blankets, did tell Private *Robinson* that he would make the



blankets all right, or words to that effect, if he would not say anything about them.

All this at Fort D. A. Russell, W. T., on or about the 22d of May, 1869, and the 1st day of June, 1869.

To which charge, and the specifications thereto, the accused pleaded as follows:—

To the 1st specification—"Guilty."

To the 2d specification—"Not Guilty."

To the charge—"Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *George Wilkner*, Company "E," 2d Cavalry, "to forfeit to the United States all pay and allowances now due, or to become due, except the just dues of the laundress; to be dishonorably discharged the service of the United States and to be confined in such penitentiary as the Department Commander may designate for the period of one year."

7th. Private *William Reitley*, Company "E," 2d Cavalry.

CHARGE 1—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Private *William Reitley*, Company "E," 2d Cavalry, while on duty, as mounted orderly, at Post Headquarters, on the 27th day of May, 1869, did absent himself from said duties without permission, after Retreat, on the 27th day of May, 1869, and did fail to report himself at Post Headquarters, on the morning of the 28th inst.

This at Fort D. A. Russell, W. T., on the dates above specified.

CHARGE 2—"Absence without leave."

To which charges, and the specifications thereto, the accused pleaded as follows:—

To the specification, 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification, 2d charge—"Guilty."

To the 2d charge—"Guilty."

#### FINDING AND SENTENCE.

The Court, having maturely considered the evidence adduced, finds the accused as follows:—

Of the specification, 1st charge—"Guilty," of so much as says, "and did fail to report himself on the morning of the 28th inst."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty," but attach no criminality thereto.

Of the 2d charge—"Guilty."

and does therefore sentence him, Private *William Rielley*, Company "E," 2d Cavalry, "to forfeit five dollars of his monthly pay for one month."

8th. Private *Johan Sohn*, Company "E," 2d Cavalry.

CHARGE 1—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Private *Johan Sohn*, Company "E," 2d Cavalry, did, on or about the 2d day of June, 1869, dispose of one mule saddle, placed in his charge while acting as company teamster, and did neglect to report the loss of the saddle until asked for it by Quartermaster Sergeant *Land*, Company "E," 2d Cavalry, whom he told that he did not know anything about it, but did afterwards go out to the manure pile and get the saddle, which had been hidden by him, or by his knowledge, and did return it to Sergeant *Land*.

This at Fort D. A. Russell, W. T., on or about the day above specified.

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

Specification—In this, that he, Private *Johan Sohn*, Company "E," 2d Cavalry, did, with the assistance of Private *Alfred Sturgis*, Company "E," 2d Cavalry, steal one McClellan saddle, the property of the United States, and for which Brevet Major *E. R. Wells*, Captain 2d Cavalry, is responsible, and which had been issued to Farrier *Walsh*, Company "E," 2d Cavalry, from the saddle room of "E" Company, 2d Cavalry, and did hide said saddle in the manure pile, in rear of the company stables, and did afterwards when accused of taking the saddle, go with said *Sturgis* and *Walsh*, and get the saddle and return it to the stables.

This at Fort D. A. Russell, W. T., on or about the 2d day of June, 1869.

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

## FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *Johan Sohn*, Company "E," 2d Cavalry.

9th. Private *Alfred Sturgis*, Company "E," 2d Cavalry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification:—In, that he, Private *Alfred Sturgis*, Company "E," 2d Cavalry, a duly enlisted soldier in the service of the United States, while on duty as stable police, did with the assistance of Private *Sohn*, Company "E," 2d Cavalry, take one wagon saddle, and one McClellan saddle, or was knowing to the taking of the same, the property of the United States, and for which Brevet Major *E. R. Wells*, Captain 2d Cavalry, is responsible, from the stables of Company "E," 2d Cavalry, and did hide the said saddles in the manure piles in rear of the stables, and did afterwards go with *Farrier Walsh*, and get the saddles from the manure piles.

This at Fort D. A. Russell, W. T., on or about the 21 day June, 1869.

To which charge, and the specification thereto, the accused pleaded "Guilty."

## FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Alfred Sturgis*, Company "E," 2d Cavalry, "to forfeit to the United States, all pay due, or to become due, except the just dues of the laundress, and to be confined in such penitentiary as the Commanding General may direct, for the period of one year."

10th. Private *Stanislaus Johnson*, Company "G," 4th Infantry.

CHARGE 1—"Theft, to the prejudice of good order and military discipline."

Specification 1—In this, that he, Private *Stanislaus Johnson*, of Company "G," 4th Infantry, while employed as issuing clerk in the Commissary Department at Fort D. A. Russell, W. T., did knowingly and wilfully steal and sell subsistence and officers stores, from the Commissary store-house at Fort D. A. Russell, W. T., to one *J. A. Brown*, citizen, a photographer at Fort D. A. Russell, W. T., amount-

ing in money value to the sum of ten dollars, and did appropriate the said ten dollars to his own personal uses. The aforesaid Commissary stores being the property of the United States, and for which Captain *A. D. Palmer*, U. S. A., was and is responsible.

This at Fort D. A. Russell, W. T., between the 1st and 31st days of May, 1869.

Specification 2—In this, that he, Private *Stanislaus Johnson*, of Company "G," 4th U. S. Infantry, while employed as issuing clerk in the Commissary Department at Fort D. A. Russell, W. T., did knowingly and wilfully steal and sell subsistence and officers stores from the Commissary store-house at Fort D. A. Russell, W. T., to one *Jakey*, a huckster of Cheyenne, W. T., amounting in money value to ten dollars, and did appropriate said ten dollars to his own private uses. The aforesaid subsistence and officers stores being the property of the United States, and for which Captain *A. D. Palmer*, U. S. A., was and is responsible.

This at Fort D. A. Russell, W. T., between the 1st and 31st days of May, 1869.

Specification 3—In this, that he, Private *Stanislaus Johnson*, of Company "G," 4th U. S. Infantry, did, while employed as issuing clerk in the Commissary Department at Fort D. A. Russell, W. T., knowingly and wilfully steal and dispose of unlawfully, to one *W. D. Pease*, a merchant of Cheyenne, W. T., fourteen pounds of navy plug tobacco, valued at ten dollars and ninety-two cents, and did appropriate the said ten dollars and ninety-two cents to his own private uses. The aforesaid fourteen pounds of navy plug tobacco being the property of the United States, and for which Captain *A. D. Palmer*, U. S. A., was and is responsible.

This at Fort D. A. Russell, W. T., between the 1st and 31st days of May, 1869.

Specification 4—In this, that he, Private *Stanislaus Johnson*, of Company "G," 4th U. S. Infantry, did knowingly and wilfully steal and sell to one *Quintance*, a huckster of Cheyenne, W. T., one wall tent for the sum of ten dollars, the said ten dollars being appropriated by him to his own private uses. The said wall tent being the property of the United States, and of the value of fifty dollars.

This at Fort D. A. Russell, W. T., between the 1st and 31st days of May, 1869.

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that he, Private *Stanislaus Johnson*, of Company "G," 4th U. S. Infantry, while employed as issuing clerk in the Commissary Department, at Fort D. A. Russell, W. T., did offer to ——— McLeod, managing clerk for *J. W. Hiff*, beef contractor, at Fort D. A. Russell, W. T., to issue and deliver to him, fraudulent beef orders, to the amount of about one thousand five hundred pounds of beef, over and above the amount of beef consumed at Fort D. A. Russell, W. T., during any one month, intending to defraud the United States, in the amount of the money value of said fraudulent beef orders, the same being about one hundred and fifty-seven dollars and fifty cents, and offering as an inducement to the said *McLeod*, to divide the said money value of the said fraudulent beef orders equally between them.

This at Fort D. A. Russell, W. T., between the 1st and 31st days of May, 1869.

Specification 2—In this, that he, Private *Stanislaus Johnson*, of Company "G," 4th U. S. Infantry, while employed as issuing clerk in the Commissary Department, at Fort D. A. Russell, W. T., did offer to *Balsar Henn*, of Cheyenne, W. T., to dispose of and sell to him, the said *Balsar Henn*, for the consideration of one bottle of whiskey, an amount of canned goods, (commissary stores,) equal in value, as they might agree, to the said whiskey; the said stores to be abstracted from the commissary store-house of Fort D. A. Russell, W. T., and being the property of the United States; he, the said *Stanislaus Johnson*, intending to defraud the United States in the money value of said stores.

This at Cheyenne, W. T., between the 1st and 31st days of May, 1869.

Specification 3—In this, that he, Private *Stanislaus Johnson*, of Company "G," 4th U. S. Infantry, did offer, while employed as commissary issuing clerk in the Commissary store-house at Fort D. A. Russell, W. T., to dispose of and sell commissary stores to *William L. Crockett*, of Cheyenne, W. T., he, *Johnson*, intending to abstract the same unlawfully from the commissary store-house at Fort D. A. Russell, W. T., and further intending to defraud the United States on the money value of such commissary stores, so intended to be sold to the said *William L. Crockett*, of Cheyenne, W. T.

This at Cheyenne, W. T., between the 1st and 31st days of May, 1869.

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification, 1st charge—"Guilty."

Of the 2d specification, 1st charge—"Guilty."

Of the 3d specification, 1st charge—"Not Guilty."

Of the 4th specification, 1st charge—"Not Guilty."

Of the 1st charge—"Guilty."

Of the 1st specification, 2d charge—"Guilty."

Of the 2d specification, 2d charge—"Guilty."

Of the 3d specification, 2d charge—"Not Guilty."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private *Stanislaus Johnson*, Company "G," 4th Infantry, "to be dishonorably discharged the service of the United States, and to be confined in such military prison as the Commanding General may direct for the term of one year."

II...In the foregoing cases of Privates *Nathan R. Gillan*, Company "H," *Frederick Blettner*, Company "D," and *George Wilkner*, Company "E," all of the 2d Cavalry, and Private *Robert Hoover*, Company "G," and Sergeant *Antone M. E. Widemann*, Regimental Band, both of the 27th Infantry, the proceedings, findings and sentences, are approved; the sentence in each case will be duly executed by the proper commanding officer. In the case of Private *George Wilkner*, Company "E," 2d Cavalry, the penitentiary at Madison, Iowa, is designated as the place of confinement, to which place he will be conducted under suitable guard with a copy of this order.

In the foregoing case of Private *William Boyle*, Company "E," 2d Cavalry, the proceedings, finding and sentence are approved. The sentence is mitigated to forfeiture of ten dollars per month of his pay for two months, and as modified, will be duly executed by the proper commanding officer.

In the foregoing case of Private *Johan Sohn*, Company "E," 2d Cavalry, the proceedings, finding and acquittal are approved. Private *Sohn* will be released from confinement and restored to duty.

The proceedings, finding and sentence, in the foregoing case of Private *Alfred Sturgis*, Company "E," 2d Cavalry, are approved; the sentence is confirmed and will be executed by the proper commanding officer, and as such punishment is infamous, the prisoner will be immediately dishonorably discharged. The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoner, to which place he will be conducted under suitable guard with a copy of this order.

The proceedings, finding and sentence, in the foregoing case of Private *William Rielley*, Company "E," 2d Cavalry, are approved, except so much of the finding as pronounces the prisoner guilty of the 2d charge; the sentence however is confirmed and will be executed by the proper commanding officer.

In the foregoing case of Private *Stanislaus Johnson*, Company "G," 4th Infantry, the proceedings, finding and sentence, are approved: but the sentence is mitigated to forfeiture of all pay and allowances for six months, and confinement in the guard-house at the post where his company may be serving for the same period, and as modified, will be duly executed by the proper commanding officer.

III...Before a General Court Martial, which convened at Fort McPherson, Nebraska, pursuant to Paragraph 1, Special Orders No. 113, current series, from these Headquarters, and of which Major *E. W. Crittenden*, 5th Cavalry, is President, were arraigned and tried:—

1st. Unassigned Recruit *William A. Dorrington*, General Mounted Service, U. S. A.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Recruit *William A. Dorrington*, General Mounted Service, U. S. A., "to forfeit to the United States, all pay and allowances that are, or may become due, except the just dues of the laundress; to have his head shaved, drummed out of camp, dishonorably discharged the

service of the United States, and to be confined in such military prison, as the General Commanding may direct, for the period of two years."

2d. Unassigned Recruit *Robert Castle*, General Mounted Service, U. S. A.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Recruit *Robert Castle*, General Mounted Service, U. S. A., "to forfeit to the United States, all pay and allowances that are due, or may become due, except the just dues of the laundress; to have his head shaved, drummed out of camp, dishonorably discharged the service of the United States, and to be confined in such military prison as the General Commanding may direct, for the period of two years."

3d. Unassigned Recruit *George W. Coverly*, General Mounted Service U. S. A.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Recruit *George W. Coverly*, General Mounted Service U. S. A., "to forfeit all pay and allowances that are due, or that may become due, except the just dues of the laundress; to have his head shaved, drummed out of camp, dishonorably discharged the service of the United States, and to be confined in such military prison as the Commanding General may direct for the period of two years."

4th. Private *James Brennan*, Company "B," 5th Cavalry.

CHARGE 1—"Violation of the 21st Article of War."

Specification—In this, that he, Private *James Brennan*, Compa-



ny "B," 5th Cavalry, did absent himself without permission from proper authority, from his company on the morning of the 2d day of May, 1869, and did remain absent until the evening of the 4th day of May, 1869.

This on the march from Fort Lyon, C. T., to Fort Wallace, Kas.

CHARGE 2—"Violation of the 38th Article of War."

Specification—In this, that he, Private *James Brennan*, Company "B," 5th Cavalry, did lose, or otherwise unlawfully dispose of one horse, one Spencer carbine, one saddle complete, one bridle (artillery,) one saddle blanket, one halter and strap, the property of the United States, and for which Captain *Sucatman*, 5th Cavalry, is responsible.

This on the march from Fort Lyon, C. T., to Fort Wallace, Kansas, on or about the 2d day of May, 1869.

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:—

Of the specification, 1st charge—"Guilty," substituting 3d for 4th.

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Not Guilty,"

Of the 2d charge—"Not Guilty."

and does therefore sentence him, Private *James Brennan*, Company "B," 5th Cavalry, "to be confined at hard labor in charge of a guard for the period of ten days."

5th. Corporal *Robert C. Madden*, Company "F," 5th Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Corporal *Robert C. Madden*, Company "F," 5th Cavalry, "to be reduced to the ranks; to be confined at hard labor in charge of the guard for the period of one year, and to forfeit to the United States all pay and allowances for the same period."

6th. Private *Michael S. Linney*, Company "B," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Michael S. Linnay*, Company "B," 2d Cavalry, "to forfeit all pay and allowances now due, to the United States; to be confined at hard labor in charge of the guard for one year, wearing a ball weighing twelve pounds attached to his left leg, by a chain six feet long, and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

7th. Private *James Thompson*, Company "G," 5th Cavalry.

CHARGE 1—"Violation of the 45th Article of War."

Specification—In this, that he, Private *James Thompson*, Company "G," 5th Cavalry, having been duly mounted as a member of the post guard, did become so much under the influence of liquor as to unfit him for the proper performance of his duties.

This at Fort McPherson, Nebraska, on or about the 27th day of May, 1869.

CHARGE 2—"Neglect of duty."

Specification—In, that he, Private *James Thompson*, Company "G," 5th Cavalry, being a member of the post guard, at Fort McPherson, Neb., and as such, having been placed as a sentinel over two prisoners, did allow one of them, Private *Alfred Montholon*, Company "C," 2d U. S. Cavalry, to make his escape.

This at Fort McPherson, Nebraska, on or about the 27th day of May, 1869.

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:—

Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty,"

and does therefore sentence him, Private *James Thompson*, Company "G," 5th Cavalry, "to be confined at hard labor in charge of the guard for the period of two months, and to have a ball and chain

attached to his left leg, weighing fifteen pounds, for the same period."

8th. Unassigned Recruit *Charles G. Matthews*, General Mounted Service, U. S. A.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Recruit *Charles G. Matthews*, General Mounted Service, U. S. A., "to forfeit all pay and allowances now due, to the United States; to be confined at hard labor in charge of the guard for one year, wearing a ball weighing twelve pounds attached to his left leg, by a chain six feet long, and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

IV...The proceedings, findings and sentences, in the foregoing cases of unassigned Recruits *William A. Dorrington*, *Robert Castle* and *George W. Coverly*, General Mounted Service U. S. A., are approved; but owing to the short length of time the prisoners were absent, and the fact of their being recruits, the sentence in each case is mitigated to read as follows: "To forfeit to the United States all pay and allowances now due, or that may become due, except the just dues of the laundress, for the period of one year; and to be confined at hard labor in charge of the guard at the post where his company may be serving for the same period." The sentence as modified, in each case, will be executed by the proper commanding officer.

In the foregoing cases of Private *James Brennan*, Company "B," Private *James Thompson*, Company "G," and Corporal *Robert C. Madden*, Company "F," all of the 5th Cavalry, and Private *Michael S. Linney*, Company "B," 2d Cavalry, and Recruit *Charles G. Matthews*, General Mounted Service U. S. A., the proceedings, findings and sentences are approved and confirmed, and the sentence in each case will be duly executed by the proper commanding officer. Each prisoner will be confined at the post where his company may be serving.

V...The General Court Martial convened at Fort McPherson, Neb., pursuant to Paragraph 1, Special Orders No. 113, current series, from these Headquarters, and of which Major *E. W. Crittenden*, 5th Cavalry, is President, is hereby dissolved.

VI...Before a General Court Martial, which convened at Fort Fetterman, W. T., pursuant to Paragraph 2, Special Orders No. 109, current series, from these Headquarters, and of which Brevet Colonel *William McE. Dye*, Major 4th Infantry, is President, were arraigned and tried:—

1st. Private *Nelson A. Rose*, Company "E," 4th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that he, Private *Nelson A. Rose*, Company "E," 4th Infantry, when ordered by the company quartermaster Sergeant, *Ernest Saupe*, Company "E," 4th Infantry, to go to the commissary and get some hard bread, did positively refuse to obey the said order, replying to the Sergeant, "Ill be d——d if I do it," or words to that effect.

This at Fort Fetterman, W. T., on or about the 18th of May, 1869.

Specification 2—In this, that he, Private *Nelson A. Rose*, Company "E," 4th Infantry, having been repeatedly ordered by company quartermaster Sergeant *Ernest Saupe*, Company "E," 4th Infantry, to go to the commissary and get some hard bread, did twice strike the said Sergeant in the face, he, (the Sergeant,) being at the time in the lawful execution of his duty.

This at Fort Fetterman, W. T., on or about the 18th of May, 1869.

To which charge, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty as charged, and does therefore sentence him, Private *Nelson A. Rose*, Company "E," 4th Infantry, "to be confined at hard labor in charge of the guard for four months and to forfeit to the United States, ten dollars of his monthly pay per month, for the same period."

VII...In the foregoing case of Private *Nelson A. Rose*, Company "E," 4th Infantry, the proceedings, finding and sentence, are approved. The sentence is confirmed, and will be duly executed by the proper commanding officer, at the post where the company of the prisoner may be serving.

VIII...The General Court Martial, convened at Fort Fetterman, W. T., pursuant to Paragraph 2, Special Orders, No. 109, current series, from these Headquarters, and of which Brevet Colonel *Wm. McE. Dye*, Major 4th Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Bvt. Lieut. Col. A. A. A. G.*



HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, July 7, 1869.*

GENERAL ORDERS, {  
No. 42. }

That portion of the Department of the Platte, comprised in the State of Nebraska, south of the Platte River, and that portion north of said river between the 99th and 102d meridians, will constitute a district to be known as the "District of the Republican," and Brevet Major General *W. H. Emory*, Colonel 5th Cavalry, is assigned to its command, with Headquarters at Fort McPherson.

Commanders of troops serving within said district will report at once their stations and strength of command to General *Emory*.

Reports and returns, except such as refer immediately to the concerns of the district, will be forwarded as heretofore.

Whenever the District Commander deems it essential that the cavalry company at Sidney Station should act in combination with his command, the commanding officer of said company will obey the orders of the Commander of the District of the Republican.

BY COMMAND OF BREVET MAJOR GENERAL AUGUST

H. G. LITCHFIELD,

*Brevet Lieutenant Colonel,*

*Acting Assistant Adjutant General.*

OFFICIAL:

*Bvt. Lieut. Col. A. A. A. G.*





HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, July 11, 1869.*

GENERAL ORDERS, {  
No. 43. }

First Lieutenant *M. B. Adams*, Corps of Engineers, having reported in obedience to Paragraph 11, Special Orders No. 160, current series, from the Headquarters of the Army, is assigned to duty at these Headquarters and announced as the Engineer Officer on the staff of the Commanding General.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*B't, Lieut. Col. A. A. A. G.*





## G. C. M.

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1. Private *Frederick Howler*, Company "I," 2d Cavalry.
  2. Private *James H. Queen*, Company "I," 2d Cavalry.
  3. Private *John Mulligan*, Company "I," 2d Cavalry.
  4. Musician *William Bradford*, Regimental Band 5th Infantry.
  5. Private *Thomas Hoover*, Company "C," 2d Cavalry.
  6. Private *Joseph Chamberlain*, Company "B," 2d Cavalry.
  7. Private *Charles Allen*, Company "C," 2d Cavalry.
  8. Private *George Lutze*, alias *Shubert*, Company "G," 2d Cavalry.
  9. Private *Jacob P. Hersberger*, Company "M," 2d Cavalry.
  10. Trumpeter *John McLaughlin*, 2d Cavalry.
  11. Private *George Ebert*, Company "C," 9th Infantry.
  12. Private *John Woods*, Company "F," 12th Infantry.
  13. Corporal *Thomas Gileary*, Company "M," 2d Cavalry.
  14. Private *Ezekiel Edwards*, Company "M," 2d Cavalry.
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### HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, July 20, 1869.*

GENERAL ORDERS, }  
No. 44. }

I...Before a General Court Martial, which convened at Omaha Barracks, Neb., pursuant to Paragraph 1, Special Orders No. 119, current series, from these Headquarters, and of which Brevet Brigadier General *I. N. Palmer*, Colonel 2d Cavalry, is President, were arraigned and tried:—

1st. Private *Frederick Howler*, Company "I," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, having maturely considered the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Frederick Howler*, Company "I," 2d Cavalry, "to forfeit to the United States all pay and allowances now due, or that may become due, except the just dues of the laundress; to have his head shaved and be drummed out of the United States service."

2d. Private *James H. Queen*, Company "I," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Not Guilty," but guilty of "absence without leave."

#### FINDING AND SENTENCE.

The Court, having maturely considered the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *James H. Queen*, Company "I," 2d Cavalry, "to forfeit to the United States all pay and allowances now due, or that may become due; to have his head shaved and be drummed out of the service of the United States."

3d. Private *John Mulligan*, Company "I," 2d Cavalry:

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, having maturely considered the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *John Mulligan*, Company "I," 2d Cavalry, "to forfeit to the United States all pay and allowances now due, or that may become due, except the just dues of the laundress; to have his head shaved and to be drummed out of the United States service."

4th. Musician *William Bradford*, Regimental Band 5th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Musician *William Bradford*, Regimental Band 5th Infantry, "to forfeit to the United States twelve dollars per month of his monthly pay for the period of twelve months."

5th. Private *Thomas Hoover*, Company "C," 2d Cavalry:

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the ac-

cused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Thomas Hoover*, Company "C," 2d Cavalry, "to forfeit all pay and allowances now due, or that may become due, except the just dues of the laundress; to have his head half shaved; to have the letter "D," one and one-half inches long indelibly marked on the left hip, and be drummed out of the service."

6th. Private *Joseph Chamberlain*, Company "B," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Joseph Chamberlain*, Company "B," 2d Cavalry, "to forfeit all pay and allowances now due, or that may become due; to have the letter "D," one and one-half inches long indelibly marked on the left hip; to have one side of his head shaved, and be drummed out of the United States service."

7th. Private *Charles Allen*, Company "C," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Charles Allen*, Company "C," 2d Cavalry, "to forfeit all pay and allowances now due, or that may become due, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to have his head shaved, and be drummed out of the service of the United States."

8th. Private *George Lutze*, alias *Shubert*, Company "G," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the ac-

cused, and finds him "Guilty," as charged, and does therefore sentence him, Private *George Lutze*, alias *Shubert*, Company "G," 2d Cavalry, "to forfeit to the United States all pay and allowances now due, or that may become due, except the just dues of the laundress; to have one-half his head shaved, and be drummed out of the United States service."

9th. Private *Jacob P. Hersberger*, Company "M," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Jacob P. Hersberger*, Company "M," 2d Cavalry, "to forfeit all pay and allowances now due, or that may become due; to have one side of his head shaved; to be indelibly marked on the left hip with the letter "D," one and one-half inches long, and be drummed out of the United States service."

10th. Trumpeter *John McLaughlin*, Unassigned 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Trumpeter *John McLaughlin*, 2d Cavalry, "to forfeit to the United States all pay and allowances now due, or that may become due, except the just dues of the laundress; to have his head shaved, and be drummed out of the service of the United States."

11th. Private *George Ebert*, Company "C," 9th Infantry.

CHARGE—"Violation of the 45th Article of War."

Specification—In, that Private *George Ebert*, Company "C," 9th Infantry, having been regularly detailed as a member of the post guard, at Omaha Barracks, Neb., did become so much under the influence of intoxicating liquor as to be unable to perform the duties of a soldier.

This at or near Omaha Barracks, Neb., on or about the 26th day of June, 1869.

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *George Ebert*, Company "C," 9th Infantry, "to be confined in a dark cell of the post guard house from retreat till reveille for fourteen consecutive days; to carry a log, weighing twenty-five pounds, in front of post guard house from Reveille to retreat for same period, having one hour's intermission for each meal."

12th. Private *John Woods*, Company "F," 12th Infantry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

Specification 1—In, that Private *John Woods*, Company "F," 12th U. S. Infantry, having been duly placed as a sentinel in charge of two prisoners, did permit one of said prisoners to escape.

Specification 2—In, that Private *John Woods*, Company "F," 12th Infantry, having been placed as a sentinel in charge of prisoners, did take said prisoners unnecessarily to a part of the barracks where their chances for escape were greatly increased.

All this at or near the post of Omaha Barracks, Neb., on or about the 25th of June, 1869.

To which charge, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:—

Of the 1st specification—"Guilty."

Of the 2d specification—"Not Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, Private *John Woods*, Company "F," 12th Infantry, "to be confined in post guard-house, under charge of the guard at hard labor for the period of one month, forfeiting fifteen dollars of his monthly pay for the same period."

13th. Corporal *Thomas Gilcary*, Company "M," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

CHARGE 3—"Conduct prejudicial to good order and military discipline."

Specification—In, that Corporal *Thomas Giltary*, "M" Company, 2d Cavalry, did present and use the forged name of Lieutenant *James McB. Stembel*, 9th Infantry, A. A. Q. M., to transportation check No. 77,490, and to the order on the same, and did use said forged check for the purpose of illegally obtaining transportation from Sidney Station, U. P. R. R., to Omaha, Neb.

All this at or near Sidney Station, Neb., U. P. R. R., on or about the 25th day of June, 1869.

To which charges, and the specifications thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Corporal *Thomas Giltary*, Company "M," 2d Cavalry, "to be reduced to the ranks; to forfeit all pay and allowances now due, or that may become due, except the just dues of the laundress; to be dishonorably discharged from the service of the United States, and to be confined in such penitentiary as the Commanding General may direct for the period of two years."

14th. Private *Ezekiel Edwards*, Company "M," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

Specification 1—In, that Private *Ezekiel Edwards*, Company "M," 2d Cavalry, did steal, carry away and appropriate to his own use, one Colt's army revolver, the property of the United States, and for which Captain *John Mix*, 2d Cavalry, is responsible.

Specification 2—In, that Private *Ezekiel Edwards*, Company "M," 2d Cavalry, did steal and appropriate to his own use, transportation check No. 77,490, from the check book of 2d Lieutenant *James McB. Stembel*, 9th Infantry, A. A. Q. M., at Sidney Station Barracks, Neb.

CHARGE 3—"Conduct prejudicial to good order and military discipline."

Specification—In, that Private *Ezekiel Edwards*, Company "M," 2d Cavalry, did present and use the forged name of Lieutenant *James McB. Stembel*, 9th Infantry, A. A. Q. M., to transportation check No. 77,490, and to the order on the same, and did use said forged

check for the purpose of illegally obtaining transportation from Sidney Station, U. P. R. R., to Omaha, Neb.

All this at or near Sidney Station, U. P. R. R., on or about the 25th of June, 1869.

To which charges, and the specifications thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Ezekiel Edwards*, Company "M," 2d Cavalry, "to forfeit to the United States all pay and allowances now due, or that may become due, except the just dues of the laundress; to be dishonorably discharged from the United States service, and be confined in such penitentiary as the Commanding General may designate for the period of two years."

II.—In the foregoing cases of Privates, *Frederick Howler*, *James H. Queen* and *John Mulligan*, all of Company "I," 2d Cavalry, the proceedings, findings and sentences are approved, but the sentence, in each case, is mitigated to read as follows:—

"To be confined at hard labor in charge of the guard, wearing a ball and chain, at the post where his company may be serving, for the period of six (6) months, and to forfeit to the United States all pay and allowances, except the just dues of the laundress for the same period," and as modified will be duly executed by the proper commanding officer.

In the foregoing cases of Privates, *Thomas Hoover*, Company "C," *Joseph Chamberlain*, Company "B," *Charles Allen*, Company "C," and *Jacob Hersberger*, Company "M," all of the 2d Cavalry, the proceedings, findings and sentences, are approved; but the sentence, in each case, is mitigated to read as follows:—

"To be confined at hard labor in charge of the guard, wearing a ball and chain, at the post where his company may be serving, for the period of one year; and to forfeit to the United States all pay and allowances, except the just dues of the laundress, for the same period;" and as modified, will be duly executed by the proper commanding officer.

In the foregoing case of Private *George Lutze*, alias *Shubert*, Company "G," 2d Cavalry, the proceedings, finding and sentence, are approved; but the sentence is mitigated to read as follows:—

"To be confined at hard labor in charge of the guard, wearing a ball and chain for the period of nine (9) months, at the post where his company may be serving, and to forfeit to the United States all pay and allowances, except the just dues of the laundress, for the same period;" and as modified, will be duly executed by the proper commanding officer.

The proceedings, findings and sentences, in the foregoing cases of Musician *William Bradford*, Regimental Band 5th Infantry, Private *George Ebert*, Company "C," 9th Infantry, and Private *John Woods*, Company "F," 12th Infantry, are approved; the sentence, in each case, will be duly executed by the proper commanding officer.

In the foregoing case of Trumpeter *John McLaughlin*, 2d Cavalry, the proceedings, finding and sentence, are approved; but upon the recommendation of a majority of the members of the Court, the sentence is mitigated to read as follows;—

"To forfeit to the United States all pay and allowances now due, except the just dues of the laundress;" and as modified, will be executed by the proper commanding officer. The prisoner will be restored to duty.

The proceedings, findings and sentences, in the foregoing cases of Corporal *Thomas Gilgary*, and Private *Ezekiel Edwards*, both of Company "M," 2d Cavalry, are approved: the sentences are confirmed and will be executed by the proper commanding officer. The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoners, to which place they will be conducted under suitable guard with a copy of this order.

III...The General Court Martial convened at Omaha Barracks, Neb., pursuant to Paragraph 1, Special Orders No. 119, current series, from these Headquarters, and of which Brevet Brigadier General *I. N. Palmer*, Colonel 2d Cavalry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:  
GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Bvt. Lieut. Col. A. A. A. G.*





HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, July 26, 1869.*

GENERAL ORDERS, {  
No. 45. }

In accordance with the provisions of Paragraph III, General Orders No. 59, current series, from the Headquarters of the Army, Second Lieutenant *A. W. Greeley*, 2d Artillery, is relieved from duty as Acting Signal Officer at these Headquarters, and will proceed to join his company.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Bvt. Lieut. Col. A. A. A. G.*

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## G. C. M.

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1. Musician *Francis J. Carr*, Company "H," 4th Infantry.
  2. Private *Henry A. Heine*, Company "K," 7th Infantry.
  3. Private *J. T. Lilly*, Company "A," 2d Cavalry.
  4. Sergeant *William F. Reilly*, Company "B," 4th Infantry.
  5. Private *William Reed*, Company "G," 2d Cavalry.
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### HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, July 27, 1869.*

#### GENERAL ORDERS, } No. 46. }

I...Before a General Court Martial which convened at Fort D. A. Russell, W. T., pursuant to Paragraph 3, Special Orders No. 76, current series, from these Headquarters, and of which Brevet Brigadier General *L. P. Bradley*, Lieutenant Colonel 9th Infantry, is President, were arraigned and tried:—

1st. Musician *Francis J. Carr*, Company "H," 4th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Musician *Francis J. Carr*, Company "H," 4th Infantry, "to forfeit to the United States all pay now due, except the just dues of the laundress; to make good the time lost by desertion, and to be confined at hard labor, at the post where his company may be serving, for the period of six (6) months."

2d. Private *Henry A. Heine*, Company "K," 7th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Henry A. Heine*, Company "K," 7th Infantry,

"to be confined at hard labor in charge of the guard, where his company may be serving for the period of one year, forfeiting to the United States all pay and allowances for the same period, and to make good the time lost by desertion."

3d. Private *J. T. Lilly*, Company "A," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *J. T. Lilly*, Company "A," 2d Cavalry, "to forfeit to the United States Government all pay and allowances now due, or that may become due; to be confined at hard labor in charge of the guard, where his company may be serving for the period of eleven months; during said confinement to wear a ball weighing twelve pounds attached to his left ankle, by a chain six feet long, and at the expiration of his confinement to make good the time lost by desertion."

4th. Sergeant *William F. Reilly*, Company "B," 4th Infantry.

CHARGE 1—"Disobedience of orders."

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification—In this, that he, Sergeant *William F. Reilly*, Company "B," 4th Infantry, did willfully strike Private *John Palmer*, Company "B," 4th Infantry, a duly posted sentinel in discharge of his duty.

This on or about the 5th day of June, 1869, in the ears at the Quartermaster's Depot near Cheyenne City, W. T.

To which charges, and the specifications thereto, the accused pleaded as follows:—

To the specification, 1st charge—"Not Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

#### FINDING AND SENTENCE.

The Court, having maturely considered the evidence adduced, finds the accused as follows:—

Of the specification, 1st charge—"Not Guilty."

Of the 1st charge—"Guilty," but attach no criminality thereto.

Of the specification, 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty,"

and does therefore acquit him, Sergeant *William F. Reilly*, Company "B," 4th Infantry.

5th. Private *William Reed*, Company "G," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *William Reed*, Company "G," 2d Cavalry, "to forfeit to the United States all pay due, or to become due; to be confined at hard labor in charge of the guard, where his company may be serving, for the period of one year, wearing a ball weighing twenty-eight (28) pounds attached to his left leg, by a chain six feet long; at the expiration of which to be indelibly marked on the left hip with the letter "D," two and a half ( $2\frac{1}{2}$ ) inches long; to have one half of his head shaved, and trumpeted out of the service."

II.—In the foregoing cases of Musician *Francis J. Carr*, Company "H," 4th Infantry, Private *Henry A. Heine*, Company "K," 7th Infantry, and Private *J. T. Lilly*, Company "A," 2d Cavalry, the proceedings, findings and sentences, are approved, and the sentence, in each case, will be duly executed by the proper commanding officer.

The proceedings, finding and acquittal, in the foregoing case of Sergeant *William F. Reilly*, Company "B," 4th Infantry, are approved, with the exception of the finding on the first charge, which is disapproved. The prisoner will be restored to duty.

In the foregoing case of Private *William Reed*, Company "G," 2d Cavalry, the proceedings, finding and sentence, are approved; but the sentence is mitigated to read as follows:—

"To forfeit to the United States all pay and allowances now due, or that may become due, for one year; and to be confined at hard labor under charge of the guard, at the post where his company may be serving, wearing a twenty-eight pound ball attached to his left leg, by a chain six feet long, for the same period." As modified, the

sentence will be duly executed by the proper commanding officer.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*

## G. C. M.

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1. Private *Frank C. Fuller*, Company "B," 7th Infantry.
  2. Private *William Cusick*, Company "E," 2d Cavalry.
  3. Sergeant *Henry Gilbert*, Company "E," 2d Cavalry.
  4. Private *Michael Collins*, Company "E," 2d Cavalry.
  5. Private *Henry J. Dew*, Company "F," 2d Cavalry.
  6. Private *Abel Cox*, Company "F," 2d Cavalry.
  7. Corporal *William Felmeyer*, Company "E," 2d Cavalry.
  8. 1st Sergeant *James Horwood*, Company "E," 2d Cavalry.
  9. Private *Thomas O'Brien*, Company "E," 2d Cavalry.
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### HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, August 2, 1869.*

GENERAL ORDERS, }  
No. 47. }

1.—Before a General Court Martial which convened at Fort D. A. Russell, W. T., pursuant to Paragraph 3, Special Orders No. 76, current series, from these Headquarters, and of which Brevet Brigadier General *L. P. Bradley*, Lieutenant Colonel 9th Infantry, is President, were arraigned and tried:—

1st. Private *Frank C. Fuller*, Company "B," 7th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Frank C. Fuller*, Company "B," 7th Infantry, "to be confined at hard labor in charge of the guard, at the post where his company may be serving, for the period of one year, and to forfeit to the United States all pay and allowances, except the necessary fatigue clothing for the same period, and to make good the time lost by desertion."

2d. Private *William Cusick*, Company "E," 2d Cavalry.

CHARGE 1—"Drunkenness on duty, in violation of the 45th Article of War."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Private *William Cusick*, Company "E," 2d Cavalry, a soldier duly enlisted in the service of the United States, being duly mounted as a member of the post guard, did absent himself at about 3 o'clock P. M., on the 24th day of June, 1869, from said guard, without permission, and did remain absent until about half past six o'clock P. M., when he was found in a drunken and disorderly condition, fighting, and with his belts off, in his company quarters by *James Harwood*, 1st Sergeant Company "E," 2d Cavalry, and was by him confined in the post guard-house.

This at Fort D. A. Russell, W. T., on or about the 24th day of June, 1869.

To which charges, and the specifications thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *William Cusick*, Company "E," 2d Cavalry, "to be confined seven (7) days in cell of the guard-house, on bread and water, and to forfeit to the United States ten dollars (\$10) of his monthly pay for three months."

3d. Sergeant *Henry Gilbert*, Company "E," 2d Cavalry.

CHARGE—"Drunkenness on duty."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, having maturely considered the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Sergeant *Henry Gilbert*, Company "E," 2d Cavalry.

4th. Private *Michael Collins*, Company "E," 2d Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Private *Michael Collins*, Company "E," 2d Cavalry, having been properly detailed to relieve a member of the post guard who had been placed in confinement, did, on reporting, take with him to the post guard-house, a bottle of intoxicating liquor, concealed in his blankets.



All this at Fort D. A. Russell, W. T., on or about the 22d day of July, 1869.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, having maturely considered the evidence adduced, finds the accused "Guilty," but attach no criminality thereto, and does therefore acquit him, Private *Michael Collins*, Company "E," 2d Cavalry.

5th. Private *Henry J. Dew*, Company "F," 2d Cavalry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In this, that he, Private *Henry J. Dew*, Company "F," 2d Cavalry, having been properly mounted as a member of the post guard, and having been placed in charge of four prisoners with instructions not to allow them to escape, did permit one of said prisoners to escape, without using the proper efforts to prevent it, and did, on returning to the guard-house, fail to report the circumstance of said prisoner having escaped.

All this at or near Fort D. A. Russell, W. T., on or about the 22d day of July, 1869.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, having maturely considered the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Henry J. Dew*, Company "F," 2d Cavalry, "to be confined at hard labor in charge of the guard for thirty days, and to forfeit to the United States ten dollars per month of his monthly pay for three months."

6th. Private *Abel Cox*, Company "F," 2d Cavalry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Private *Abel Cox*, Company "F," 2d Cavalry, did become drunk and disorderly in the town of Cheyenne, W. T., and would not obey the orders of his company commander, while attempting to arrest him in the town of Cheyenne, W. T., on the night of the 22d day of July, 1869.

This at or near Fort D. A. Russell, W. T., on or about the 22d day of July, 1869.

To which charges, and the specifications thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Abel Cox*, Company "F," 2d Cavalry, "to forfeit to the United States ten dollars of his monthly pay for two months."

7th. Corporal *William Felmeyer*, Company "E," 2d Cavalry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Violation of the 44th Article of War." •

Specification—In this, that Corporal *William Felmeyer*, Company "E," 2d Cavalry, having been detailed for guard on the evening of the 21st day of July, 1869, did absent himself from his company, and fail in repairing at the time fixed, to the place of guard mounting, and did remain absent until arrested in the town of Cheyenne, and brought back.

This at Fort D. A. Russell, W. T., on the dates above specified.

To which charges, and the specifications thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Corporal *William Felmeyer*, Company "E," 2d Cavalry, "to be reduced to the rank of a private soldier, to date from July 22d, 1869, and to forfeit to the United States five dollars of his monthly pay for two months."

8th. 1st Sergeant *James Harwood*, Company "E," 2d Cavalry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Disobedience of orders."

To which charges, and the specifications thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, 1st Sergeant *James Harwood*, Company "E," 2d Cavalry, "to be reduced to the rank of a private soldier, and to forfeit to the

United States ten dollars of his monthly pay for three months."

9th. Private *Thomas O'Brien*, Company "E," 2d Cavalry.

CHARGE—"Absence without leave."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Thomas O'Brien*, Company "E," 2d Cavalry, "to forfeit to the United States five dollars of his monthly pay for one month."

II...In the foregoing cases of Sergeant *Henry Gilbert* and Private *Michael Collins*, both of Company "E," 2d Cavalry, the proceedings, findings and acquittals are approved; Sergeant *Gilbert* and Private *Collins* will be restored to duty.

In the foregoing cases of 1st Sergeant *James Harwood*, Corporal *William Fetmeyer* and Private *Thomas O'Brien*, of Company "E," and Private *Abel Cox*, of Company "F," all of the 2d Cavalry, the proceedings, findings and sentences are approved, and the sentences will be duly executed by the proper commanding officer. These prisoners will be restored to duty.

In the foregoing cases of Private *William Cusick*, Company "E," and Private *Henry J. Dew*, Company "F," 2d Cavalry, and Private *Frank C. Fuller*, Company "B," 7th Infantry, the proceedings, findings and sentences are approved, and the sentences will be duly executed by the proper commanding officer.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*

United States ten dollars of his monthly pay for three months.  
2d. Private Thomas O'Brien, Company "E", 2d Cavalry,  
CHARGE—"Absence without leave."  
To which charge and the specification thereof, the accused plead  
"Not Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the ac-  
cused, and finds him "Guilty," as charged, and does therefore sen-  
tence him, Private Thomas O'Brien, Company "E", 2d Cavalry, to  
forfeit to the United States five dollars of his monthly pay for one  
month.

11. In the foregoing cases of Sergeant Henry Gilbert and Private  
Michael Collins, both of Company "H", 2d Cavalry, the proceedings,  
findings and sentences are approved; Sergeant Gilbert and Private  
Collins will be restored to duty.

In the foregoing cases of 1st Sergeant James Watson, Corporal  
William A. Sawyer and Private Thomas O'Brien, Company "B",  
and Private Abel Cox, all of the 2d Cavalry, the  
proceedings, findings and sentences are approved, and the sentences  
will be duly executed by the proper commanding officer. These  
prisoners will be restored to duty.

In the foregoing cases of Private William Cawley, Company "E",  
and Private Henry A. West, Company "F", 2d Cavalry, and Private  
Avery C. Fisher, Company "B", 7th Infantry, the proceedings, find-  
ings and sentences are approved, and the sentences will be duly  
executed by the proper commanding officer.

BY COMMAND OF BREKET MAJOR GENERAL ZIEGLER

GEORGE D. BEGGLES

Adjutant-General

Adjutant-General

HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha, Nebraska, August 3, 1869.*

GENERAL ORDERS, }  
No. 48. }

The General Commanding the Department takes pleasure in announcing to his command the success of the operations conducted by Brevet Major General *E. A. Carr*, Major 5th Cavalry, against the hostile indians in the "Republican country."

General *Carr's* command consisted of Companies "A," "C," "D," "E," "G," "H," "I" and "M," 5th Cavalry, under Majors *Royall* and *Crittenden*, and one hundred and fifty Pawnee Scouts, under Major *Frank North*.

Striking the Republican river near mouth of Dog Creek, General *Carr* turned west and followed up the general course of that stream, covering the country with his scouting parties, and severely punishing several attempts of the indians to stampede his animals. Persistently keeping his course over swollen streams and heavy sand hills for nearly three hundred miles, by good and careful management he succeeded in surprising and capturing, at Summit Springs, the entire village and property of the hostile band, including most of their animals, killing fifty-two of their number, and taking fifteen women and children prisoners. Two white captives, Mrs. *Weichel* and Mrs. *Alderdice*, were recaptured, though not in time to prevent the indians from killing the latter and wounding the former.

General *Carr* commends the cheerful readiness and good conduct generally of all the officers and men of the 5th Cavalry, and also of the Pawnee Scouts, under Major *Frank North*. He mentions especially the bravery and gallant conduct of Corporal *John Kyle*, Company "M," 5th Cavalry, and of Sergeant *Co-rux-te-chod-ish*, (Mad Bear) of the Pawnee Scouts.

The General Commanding tenders his thanks to General *Carr* and his command, for their patient endurance of the privations and hardships inseparable from an indian campaign, and for the vigor and persistency of their operations, so deserving the success achieved.

The following embraces but a portion of the property captured:

Two hundred and seventy-four horses, one hundred and forty-four

mules, nine thousand three hundred pounds of dried meat, eighty-four lodges complete, fifty-six rifles, twenty-two revolvers, forty bows and arrows, fifty pounds of powder, etc., etc.

About fifteen hundred dollars in money was found in the camp by soldiers, and the General Commanding commends, in the warmest terms, the generous hearted feeling which prompted them to give most of it—over nine hundred dollars—to the liberated white captive Mrs. *Weichel*.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*

## G. C. M.

### FORT D. A. RUSSELL.

1. Private *John T. Lilly*, Company "A," 2d Cavalry.
2. Private *Edward Singleton*, Company "D," 4th Infantry.
3. Corporal *John Kinney*, Company "G," 9th Infantry.

### FORT BRIDGER.

1. Private *Joseph Gould*, Company "E," 36th Infantry, (now Company "E," 7th Infantry.)
2. Private *Morris Lery*, Company "B," 7th Infantry.

### HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, August 23, 1869.*

GENERAL ORDERS, }  
No. 49. }

I...Before a General Court Martial which convened at Fort D. A. Russell, W. T., pursuant to Paragraph 3, Special Orders No. 76, current series, from these Headquarters, and of which Brevet Brigadier General *L. P. Bradley*, Lieutenant Colonel 9th Infantry, is President, were arraigned and tried:—

1st. Private *John T. Lilly*, Company "A," 2d Cavalry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification—In this, that Private *John T. Lilly*, Company "A," 2d Cavalry, did desert from his company at Fort Laramie, D. T., on or about the sixth day of August, 1867, taking with him the following described property of the United States:—one horse, one Spencer carbine, one Remington revolver and holster, one carbine sling belt, one carbine swivel, one carbine cartridge pouch, one pistol pouch, one screw driver, one screw driver and cone wrench, one thong and brush, one sabre belt and plate, one cavalry saddle, one saddle blanket, one curb bridle, one set stirrups and straps, one circingle, one saddle girth, one halter and strap, one curry comb, one horse brush, one pair spurs and straps, for all of which Captain *Thomas B. Dewees*, 2d Cavalry, was responsible.

All this at Fort Laramie, D. T., on or about the 6th day of August, 1867.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, having maturely considered the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *John T. Lilly*, Company "A," 2d Cavalry, "to be dishonorably discharged the service of the United States, and to be confined in such penitentiary as the Commanding General may direct for a period of one year."

2d. Private *Edward Singleton*, Company "D," 4th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

#### FINDING AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Edward Singleton*, Company "D," 4th Infantry, "to forfeit to the United States all pay due, and to be confined at hard labor at the post where his company may be serving for the term of one year, wearing a twelve pound ball attached to his left leg by a six foot chain."

3d. Corporal *John Kinney*, Company "G," 9th Infantry.

CHARGE 1—"Theft, to the prejudice of good order and military discipline."

Specification 1—In, that he, Corporal *John Kinney*, of Company "G," 9th Infantry, a duly enlisted soldier in the United States Army, did, while on duty as forage and wagon master at Fort D. A. Russell, W. T., send from the Q. M. stables at that military post in a wagon driven by Private *Philip Olinger*, of Company "H," 9th Infantry, a quantity of corn, amounting to about 12 or 14 sacks, averaging about 129 pounds of corn to each sack, to the town of Cheyenne, W. T., and did order the said *Olinger*, driver of said wagon, to deliver said corn at the business house of *Post and Nagle*, produce and commission merchants, in the said town of Cheyenne, W. T., and through the agency of said *Olinger* did knowingly, wilfully and without proper authority, steal and sell, or otherwise wrongfully dispose of said corn, and has made up to this date, no return of the proceeds of the said disposal of said corn, to his commanding officer,



Captain *A. D. Palmer*, U. S. A., A. A. Q. M., the said corn being the property of the United States, for which Captain *A. D. Palmer*, U. S. A., was and is responsible, and of the money value of about \$40.31, all of which being to the prejudice of good order and military discipline.

This at Fort D. A. Russell, W. T., between the first and tenth days of July, 1869.

Specification 2—In, that he, Corporal *John Kinney*, of Company "G," 9th U. S. Infantry, a duly enlisted soldier in the United States Army, while on duty as wagon and forage master at Fort D. A. Russell, W. T., did send from the Q. M. stables at the said military post, in a wagon driven by Private *Philip Olinger*, of Company "H," 9th Infantry, a quantity of corn, amounting to 10 or 11 sacks, and averaging about 129 pounds to the sack, to the town of Cheyenne, W. T., and did through the agency of said *Olinger*, the driver of said wagon, knowingly, wilfully and without proper authority, unlawfully steal and sell, or otherwise wrongfully dispose of the said quantity of corn, to some person or persons unknown, and has up to this date, made no return of the proceeds of the disposal of said corn to his commanding officer, Captain *A. D. Palmer*, U. S. A., A. A. Q. M., the said corn being the property of the United States, for which Captain *A. D. Palmer*, was and is responsible, and of the money value of about \$38.70, all of which being to the prejudice of good order and military discipline.

This at or near Fort D. A. Russell, W. T., on or about the 23d day of July, 1869.

Specification 3—In, that he, Corporal *John Kinney*, of Company "G," 9th Infantry, a duly enlisted soldier in the United States Army, while acting as forage and wagon master at Fort D. A. Russell, W. T., did send from the Q. M. stables at the said military post in a wagon driven by Private *Hiram Wasson*, of Company "H," 4th U. S. Infantry, a quantity of corn amounting to nine sacks of the average weight of about 129 pounds each sack, and did through the agency of said *Wasson*, the driver of said wagon, knowingly steal and sell or otherwise wrongfully dispose of the said corn to some person or persons unknown, and has up to this date, made no return of the proceeds of said disposal of the said corn to his commanding officer, Captain *A. D. Palmer*, U. S. A., A. A. Q. M., the said corn

being the property of the United States, for which Captain *A. D. Palmer*, was and is responsible, and of the money value of about \$34.83, all of which being to the prejudice of good order and military discipline.

This at or near Fort D. A. Russell, W. T., between the 18th and 25th days of July, 1869.

Specification 4—In, that he, Corporal *John Kinney*, of Company "G," 9th Infantry, a duly enlisted soldier in the United States Army, while on duty as wagon and forage master at Fort D. A. Russell, W. T., did send from the Q. M. stables at the aforesaid military post in a wagon driven by Private *Hiram Wasson*, of Company "H," 4th U. S. Infantry, a quantity of corn amounting to five sacks, of an average weight of about 129 pounds per sack, and did through the agency of said *Wasson*, the driver of said wagon, convey said corn away from the Q. M. stables and did knowingly, wilfully and without proper authority, unlawfully steal and sell, or otherwise wrongfully dispose of the said quantity of corn to some person or persons unknown, and has, up to this date, made no return of the proceeds of the said disposal of said corn to his commanding officer, Captain *A. D. Palmer*, U. S. A., A. A. Q. M., the said corn being the property of the United States, for which Captain *A. D. Palmer*, was and is responsible, and of the money value of about \$19.35, all of which being to the prejudice of good order and military discipline.

This at or near Fort D. A. Russell, W. T., on or about the 22d day of July, 1869.

CHARGE 2—"Conduct to the prejudice of good order and military discipline"

Specification 1—In, that he, Corporal *John Kinney*, of Company "G," 9th U. S. Infantry, a duly enlisted soldier in the United States Army, while on duty as forage and wagon master at Fort D. A. Russell, W. T., did say to Private *Thomas Coosby*, of Company "E," 2d Cavalry, that he, (Corporal *Kinney*,) would make money as long as he remained there, or words to that effect, meaning thereby that he would make said money by the unauthorized sale of government property.

This near the Q. M. stables at Fort D. A. Russell, W. T., on or about the 20th day of July, 1869.

Specification 2—In, that he, Corporal *John Kinney*, of Company

"G," 9th Infantry, a duly enlisted soldier in the United States Army, while employed as forage and wagon master in the Quartermaster's Department at Fort D. A. Russell, W. T., did offer to Private *Hiram Wasson*, of Company "H," 4th U. S. Infantry, to give him a sum of money not exceeding four dollars (\$4,) as his share of the proceeds of unauthorized sale of a quantity of government corn, removed by *Wasson*, on the order of the said Corporal *Kinney* from the Q. M. stables at Fort D. A. Russell, W. T., between the 18th and 25th days of July, 1869.

This at Fort D. A. Russell, W. T., between the 18th and 25th days of July, 1869.

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, having maturely considered the evidence adduced, finds the accused as follows:—

Of the 1st specification, 1st charge—"Guilty," except the words "did knowingly and wilfully steal."

Of the 2d specification, 1st charge—"Guilty," except the words "did knowingly and wilfully steal."

Of the 3d specification, 1st charge—"Guilty."

Of the 4th specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the 1st specification, 2d charge—"Guilty" of using the language specified, but attach no criminality thereto.

Of the 2d specification, 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty,"

and the Court does therefore sentence him, Corporal *John Kinney*, Company "G," 9th Infantry, "to forfeit to the United States ten dollars per month of his monthly pay for six months; to be reduced to the rank of a private soldier, and to be confined under charge of the guard at the post where his company may be serving for four months."

II...In the foregoing case of Private *John T. Lilly*, Company "A," 2d Cavalry, the proceedings, finding and sentence are approved, and the sentence will be duly executed by the proper commanding officer. The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoner, to which place he will be conducted under suitable guard, with a copy of this order.

In the foregoing case of Private *Edward Singleton*, Company "D," 4th Infantry, the proceedings, finding and sentence are approved, and the sentence will be duly executed by the proper commanding officer.

The proceedings, finding and sentence, in the foregoing case of Corporal *John Kinney*, Company "G," 9th Infantry, are approved, but upon the recommendation of the members of the court, so much of the sentence as relates to confinement, is remitted; the remainder of the sentence will be duly executed by the proper commanding officer.

III...The General Court Martial convened at Fort D. A. Russell, W. T., pursuant to Paragraph 3, Special Orders No. 76, current series, from these Headquarters, and of which Brevet Brigadier General *L. P. Bradley*, Lieutenant Colonel 9th Infantry, is President, is hereby dissolved.

IV...Before a General Court Martial which convened at Fort Bridger, W. T., pursuant to Paragraph 1, Special Orders No. 147, current series, from these Headquarters, and of which Brevet Brigadier General *Charles C. Gilbert*, Lieutenant Colonel 7th Infantry, is President, were arraigned and tried.

1st. Private *Joseph Gould*, Company "E," 36th Infantry, (now Company "E," 7th Infantry,)

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, *Joseph Gould*, a Private of Company "E," 36th Infantry, having been duly mounted as a member of the post guard, and posted to guard prisoners, did allow one, Private *Edward W. Smith*, Company "G," 2d Cavalry, a prisoner under his charge to escape.

This at, or near Fort Bridger, W. T., on or about the 26th day of April, 1869.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, having maturely considered the evidence adduced, finds the accused "Guilty," as charged, and does therefore, sentence him, Private *Joseph Gould*, Company "E," 36th Infantry, (now Company "E," 7th Infantry,) "to be confined at hard labor under

charge of the guard, wherever his company may be serving, for the period of six months, and to forfeit to the United States five dollars of his monthly pay for the same period."

2d. Private *Morris Levy*, Company "B," 7th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

#### FINDING AND SENTENCE.

The Court, having maturely considered the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Morris Levy*, Company "B," 7th Infantry, "to forfeit all pay and allowances now due, and which may become due, excepting sufficient to pay the just dues of the laundress, for six months, and to be confined at hard labor in charge of the guard for the same period."

V...The proceedings, findings and sentence, in the foregoing cases of Private *Joseph Gould*, Company "E," 36th Infantry, (now Company "E," 7th Infantry,) and Private *Morris Levy*, Company "B," 7th Infantry, are approved, and the sentence in each case will be duly executed by the proper commanding officer.

VI...The General Court Martial convened at Fort Bridger, W. T., pursuant to Paragraph 1, Special Orders No. 147, current series, from these Headquarters, and of which Brevet Brigadier General *C. C. Gilbert*, Lieutenant Colonel 7th Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*



## G. C. M.

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1. Sergeant *George B. Snell*, Company "I," 4th Infantry.
  2. Private *James Brannagan*, Company "A," 2d Cavalry.
  3. Private *Edward Murray*, Company "I," 4th Infantry.
  4. Private *William Howell*, Company "C," 4th Infantry.
  5. Private *William G. Moore*, Company "A," 2d Cavalry.
  6. Private *Gustave Dasman*, Company "C," 4th Infantry.
  7. Private *John P. Tritz*, Company "I," 4th Infantry.
  8. Private *James P. Clark*, Company "C," 4th Infantry.
  9. Private *Joseph S. Bogie*, Company "A," 2d Cavalry.
  10. Private *Gustave Dasman*, Company "C," 4th Infantry.
  11. Private *William H. Hauley*, Company "I," 4th Infantry.
  12. Sergeant *William Rish*, Company "A," 2d Cavalry.
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### HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, September, 11, 1869.*

GENERAL ORDERS, {  
No. 51. }

1.—Before a General Court Martial which convened at Fort Sanders, W. T., pursuant to Paragraph 2, Special Orders No. 147 current series, from these Headquarters, and of which Captain *E. M. Coates*, 4th Infantry, is President, were arraigned and tried:—

1st. Sergeant *George B. Snell*, Company "I," 4th Infantry.

CHARGE 1—"Neglect of duty."

Specification 1—In, that Sergeant *George B. Snell*, Company "I," 4th Infantry, while in charge of the post guard, as sergeant of the guard, did through gross neglect and carelessness suffer and permit three prisoners to escape from the guard-house.

This at Fort Sanders, W. T., on or about the 15th day of June, 1869.

Specification 2—In, that Sergeant *Snell*, while in charge of the post guard, as sergeant of the guard, did neglect to count and verify the number of prisoners in charge of his guard at Tattoo Roll Call, and when visited during the night by the officer of the day, Lieutenant *Longshaw*, 4th Infantry.

This at Fort Sanders, W. T., on or about the 15th day of June, 1869.

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification 1—In, that Sergeant *George B. Snell*, Company "I," 4th Infantry, while in charge of the post guard at Fort Sanders, W. T., did falsely report to Lieutenant *Longshaw*, 4th Infantry, officer of the day, "Sir, guard and prisoners present or accounted for," when in fact such was not the case, three prisoners having escaped from his guard between Retreat and Tattoo Roll Calls.

This at Fort Sanders, W. T., on or about the 15th day of June, 1869.

Specification 2—In, that Sergeant *Snell*, Company "I," 4th Infantry, in charge of the guard as above, did falsely report to Lieutenant *Longshaw*, 4th Infantry, officer of the day, when visiting the guard after midnight, "Sir, guard and prisoners present or accounted for," when such was not the case, three prisoners having escaped from his guard and being then at liberty.

This at Fort Sanders, W. T., on or about the 15th day of June, 1869.

PLEA—"Not Guilty."

FINDING—Of the 1st specification, 1st charge—"Not Guilty."

Of the 2d specification, 1st charge—"Guilty," but attach no criminality thereto.

Of the 1st charge—"Not Guilty."

Of the 1st specification, 2d charge—"Guilty," but attach no criminality thereto.

Of the 2d specification, 2d charge—"Guilty," but attach no criminality thereto.

Of the 2d charge—"Not Guilty,"

and the Court does therefore acquit him, Sergeant *George B. Snell*, Company "I," 4th Infantry.

2d. Private *James Brannagan*, Company "A," 2d Cavalry.

CHARGE 1—"Violation of the 45th Article of War."

Specification—In, that Private *James Brannagan*, Company "A," 2d Cavalry, while on duty as a member of the post guard at Fort Sanders, W. T., did become so drunk as to be unable to perform his duties.



This at Fort Sanders, W. T., on or about the 20th day of July, 1869.

CHARGE 2—"Violation of the 46th Article of War."

Specification—In, that Private *James Brannagan*, Company "A," 2d Cavalry, did while on a post of the guard at Fort Sanders, W. T., leave his post before he was regularly relieved.

This at Fort Sanders, W. T., on or about the 20th day of July, 1869.

PLEA—To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *James Brannagan*, Company "A," 2d Cavalry, "to forfeit to the United States ten dollars (\$10) per month of his monthly pay for three months, and to be confined at hard labor in charge of the guard for the same period."

3d. Private *Edward Murray*, Company "I," 4th Infantry.

CHARGE—"Desertion."

PLEA—To the specification—"Guilty," except the words "until apprehended by lance Corporal *Theodore Chase*, Company "C," 4th Infantry," and of these words "Not Guilty."

To the charge—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Edward Murray*, Company "I," 4th Infantry, "to forfeit to the United States all pay and allowances which are now due, or which may become due; to be confined at hard labor in charge of the guard at the post where his company may be serving, for the period of one year, wearing a ball weighing twenty-four pounds attached to his left leg by a chain six feet long, and at the expiration of said period to have his head shaved; to be indelibly marked on the left hip with the letter "D," one and a half inches long, and ten days thereafter to be drummed out of the service."

4th. Private *William Howell*, Company "C," 4th Infantry.

CHARGE 1—"Attempt at highway robbery, to the prejudice of good order and military discipline."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

SPECIFICATION—In this, that he, Private *William Howell*, Company "C," 4th U. S. Infantry, a soldier duly enlisted into the service of the United States, while drunk on the 17th day of July, 1869, did kick and strike with his fist, Corporal *John Barrett*, Company "C," 4th Infantry, and on being ordered to the guard-house by the first sergeant of his company, did refuse to obey said order.

This at Fort Sanders, Wyoming Territory, on or about the dates above specified.

PLEA—"Not Guilty."

FINDING—Of the specification, 1st charge—"Not Guilty," as charged, but "Guilty of aiding and abetting."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty."

Of the 2d charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *William Howell*, Company "C," 4th Infantry, "to forfeit to the United States twelve dollars (\$12) per month of his monthly pay for six months, and to be confined at hard labor in charge of the guard for the same period."

5th. Private *William G. Moore*, Company "A," 2d Cavalry.

CHARGE 1—"Drunkenness on duty."

CHARGE 2—"Sleeping on post."

PLEA—To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *William G. Moore*, Company "A," 2d Cavalry, "to be confined at hard labor in charge of the guard at the post where his company may be serving, for the period of six months, and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

6th. Private *Gustave Dasman*, Company "C," 4th Infantry.

CHARGE 1—"Attempt at highway robbery, to the prejudice of good order and military discipline."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Private *Gustave Dasman*, Company "C," 4th U. S. Infantry, a soldier duly enlisted into the service of the United States, while drunk on the 17th day of July, 1869, did strike with his fist, Private *Adam H. Fessler*, Company "C," 4th Infantry, and threaten to kill him, saying: "I will kill you, you damned \* \* \*," or words to that effect, and on being ordered by the first sergeant of his company to be taken to the guard-house, did attempt to strike Corporal *Charles H. Newton*, the corporal of the guard, being prevented from doing so by the guard, and did call said Corporal *Newton* a damned bald-headed \* \* \*," or words to that effect.

This at Fort Sanders, Wyoming Territory, on or about the dates above specified.

PLEA—To the specification, 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification, 2d charge—"Guilty," except the words "and threaten to kill him," saying: "I will kill you, you damned \* \* \*," or words to that effect," and to these words "Not Guilty."

To the 2d charge—"Guilty."

FINDING—Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty," except the words "and threaten to kill him," saying: "I will kill you, you damned \* \* \*," or words to that effect."

Of the 2d charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Gustave Dasman*, Company "C," 4th U. S. Infantry, "to forfeit to the United States twelve dollars per month of his monthly pay for six months, and to be confined at hard labor in charge of the guard for the same period."

7th. Private *John P. Tritz*, Company "I," 4th Infantry.

CHARGE 1—"Violation of the 46th Article of War."

Specification—In, that he, Private *John P. Tritz*, Company "I," 4th Infantry, being a member of the post guard, and being duly

posted as a sentinel on post No. 2, was found absent from his post asleep, between the hours of 5 and 6 o'clock A. M.

All this at Fort Sanders, W. T., on the 2d day of August, 1869.

CHARGE 2—"Neglect of duty."

Specification—In, that he, Private *John P. Tritz*, Company "I," 4th Infantry, a member of the post guard, and being duly posted as a sentinel on post No. 2, was found absent from his post between the hours of 5 and 6 o'clock A. M.

All this at Fort Sanders, W. T., on the 2d day of August, 1869.

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John P. Tritz*, Company "I," 4th Infantry, "to forfeit to the United States ten dollars (\$10) per month of his monthly pay for five months, and to be confined at hard labor in charge of the guard for the same period.

8th. Private *James P. Clark*, Company "C," 4th Infantry.

CHARGE 1—"Attempt at highway robbery, to the prejudice of good order and military discipline."

CHARGE 2—"Perjury, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *James P. Clark*, Company "C," 4th Infantry, "to forfeit to the United States all pay and allowances that are or may become due him, except the just dues of the laundress; to have his head shaved and be dishonorably discharged the service of the United States, and to be confined in such penitentiary as the General Commanding may direct for one year."

9th. Private *Joseph S. Bogie*, Company "A," 2d Cavalry.

CHARGE 1—"Neglect of duty."

Specification—In this, that Private *Joseph S. Bogie*, Company "A," 2d Cavalry, a soldier duly enlisted into the service of the United States, a member of the post guard at Fort Sanders, W. T., and duly posted on the inside of the prison room in charge of the prisoners confined therein, did allow said prisoners under his charge to dig a hole (some three feet in diameter, more or less,) in the walls of said

prison room, with a pick axe and other instruments, and did fail to discover or prevent them or report the fact to the non-commissioned officer in charge of the guard.

This at Fort Sanders, W. T., on or about the night of the 31st of July, 1869.

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

SPECIFICATION—In this, that he, Private *Joseph S. Bogie*, Company "A," 2d Cavalry, a soldier duly enlisted into the service of the United States, being regularly posted as a sentinel inside the prison room of the guard-house at Fort Sanders, W. T., did connive at the escape of the prisoners in confinement and under his charge, by allowing said prisoners to dig a hole in the walls of said prison room some three feet in diameter, (more or less,) the walls of said prison room being of stone and about two feet in thickness, with a pick axe or other instrument.

This at Fort Sanders, W. T., on or about the night of the 3d August, 1869.

PLEA—"Not Guilty."

FINDING—Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Joseph S. Bogie*, Company "A," 2d Cavalry, "to forfeit to the United States eight dollars (\$8) per month of his monthly pay for five months, and to be confined at hard labor in charge of the guard at the post where his company may be serving for three months."

10th. Private *Gustave Dasman*, Company "C," 4th Infantry.

CHARGE—"Perjury, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Gustave Dasman*, Company "C," 4th U. S. Infantry, "to forfeit to the United States all pay and allowances that are or may become him; to have his head shaved, and be dishonorably discharged the service of the United States, and to be confined for one year in such penitentiary as the Commanding General may direct."

11th. Private *William H. Hanley*, Company "I," 4th Infantry.  
CHARGE 1—"Neglect of duty."

Specification—In this, that he, Private *William H. Hanley*, Company "I," 4th U. S. Infantry, a soldier duly enlisted into the service of the United States, a member of the post guard at Fort Sanders, W. T., and duly posted on the inside of the prison room in charge of the prisoners confined therein, did allow said prisoners under his charge to dig a hole, (some three feet in diameter, more or less,) in the walls of said prison room, with a pick axe and other instruments, and did fail to discover or prevent them, or report the fact to the non-commissioned officer in charge of the guard.

This at Fort Sanders, W. T., on or about the night of the 31st of July, 1869.

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Private *William H. Hanley*, Company "I," 4th Infantry, a soldier duly enlisted in the service of the United States, being regularly posted as a sentinel inside the prison room of the guard-house at Fort Sanders, W. T., did connive at the escape of prisoners in confinement and under his charge, by allowing said prisoners to dig a hole in the walls of said prison room, some three feet in diameter, more or less, (the walls of said prison room being of stone and about two feet in thickness,) with a pick axe, or other instruments.

This at Fort Sanders, W. T., on or about the night of the 31st day of July, 1869.

PLEA—"Not Guilty."

FINDING—Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

SENTENCE—And the Court does therefore sentence him, Private *William H. Hanley*, Company "I," 4th U. S. Infantry, "to forfeit to the United States eight dollars per month of his monthly pay for five months, and to be confined at hard labor in charge of the guard at the post where his company may be serving for three (3) months."

12th. Sergeant *William Rish*, Company "A," 2d Cavalry.

CHARGE—"Conduct to the prejudice of good order and military

discipline."

Specification 1—In, that he, Sergeant *William Rish*, Company "A," 2d Cavalry, being on detached service at Fort D. A. Russell, W. T., did, without proper authority from his commanding officer, take four horses the property of the United States, and for which *Thomas B. Dewees*, Captain 2d Cavalry, is responsible, from the stables of "E" Company, 2d Cavalry, and go to the city of Cheyenne, W. T., and remain absent until arrested by his commanding officer, 1st Lieutenant *M. E. O'Brien*, 2d Cavalry.

Specification 2—In, that he, *William Rish*, Sergeant "A" Company, 2d Cavalry, being on detached service at Fort D. A. Russell, W. T., did, without proper authority from his commanding officer, 1st Lieutenant *M. E. O'Brien*, 2d Cavalry, permit three privates of the detachment to take from the stables of "E" Company, 2d Cavalry, their horses, the property of the United States, and for which *Thomas B. Dewees*, Captain 2d Cavalry, is responsible, and accompany him, *William Rish*, Sergeant "A" Company, 2d Cavalry, to the city of Cheyenne, W. T., and did remain absent until arrested by his commanding officer, 1st Lieutenant *M. E. O'Brien*, 2d Cavalry.

Specification 3—In, that he, *William Rish*, Sergeant "A" Company, 2d Cavalry, being on detached service at Fort D. A. Russell, W. T., did, without proper authority from his commanding officer, 1st Lieutenant *M. E. O'Brien*, take from the stables of "E" Company, 2d Cavalry, four horses, the property of the United States, and go to the city of Cheyenne, and did there become so drunk and disorderly, that his commanding officer, 1st Lieutenant *M. E. O'Brien*, 2d Cavalry, was obliged to use force to take him to his barracks.

All this at Fort D. A. Russell, W. T., on or about the 19th day of June, 1869.

PLEA—To the first specification—"Guilty," except the words "without proper authority from his commanding officer," and to these words "Not Guilty."

To the second specification—"Guilty," except the words "without proper authority from his commanding officer," and to these words "Not Guilty."

To the third specification—"Guilty," except the words "without proper authority from his commanding officer," and "so drunk and disorderly that his commanding offi-

cer, 1st Lieutenant *M. E. O'Brien*, 2d Cavalry, was obliged to use force to take him to his barracks," and to these words "Not Guilty."

To the charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Sergeant *William Rish*, Company "A," 2d Cavalry, "to be reduced to the rank of a private soldier, and to forfeit to the United States ten dollars per month of his monthly pay for two months."

II. In the foregoing cases of Sergeant *William Rish* and Private *William G. Moore*, Company "A," 2d Cavalry, and Private *Edward Murray*, Company "I," 4th Infantry, the proceedings, findings and sentences are approved, and the sentence in each case will be duly executed by the proper commanding officer.

In the foregoing cases of Privates *William Howell* and *Gustave Dasman*, Company "C," and Private *John P. Tritz*, Company "I," all of the 4th Infantry, the proceedings, findings and sentences are approved, and the sentence in each case will be duly executed by the proper commanding officer; each prisoner will be confined at the post where his company may be serving.

In the foregoing case of Sergeant *George B. Snell*, Company "I," 4th Infantry, the proceedings, finding and acquittal are approved; Sergeant *Snell* will be restored to duty.

In the foregoing case of Private *James P. Clark*, Company "C," 4th Infantry, the proceedings, finding and sentence are approved, but the sentence is mitigated to read as follows:—

"To forfeit to the United States all pay and allowances due, or that may become due him for the period of nine months, and to be confined at hard labor under charge of the guard, wearing a twenty-four pound ball attached to his left leg by a chain six feet long, for the same period."

The sentence as modified, will be duly executed by the proper commanding officer at the post where the company of the prisoner may be serving.

In the foregoing case of Private *Gustave Dasman*, Company "C," 4th Infantry, the proceedings, finding and sentence are approved, but the sentence is mitigated to read as follows:—

"To forfeit to the United States all pay and allowances now due,



or that may become due him for the period of nine months, and to be confined at hard labor under charge of the guard, wearing a twenty-four pound ball attached to his left leg by a chain six feet long for the same period."

The sentence, as modified, will be duly executed by the proper commanding officer at the post where the company of the prisoner may be serving, upon the execution of the sentence promulgated in Case No. 6, of this order.

The proceedings, finding and sentence in the foregoing case of Private *James Brannagan*, Company "A," 2d Cavalry, are approved, but on the recommendation of the members of the Court, based upon the long and faithful service of the prisoner, the sentence is remitted. Private *Brannagan* will be restored to duty.

The proceedings, findings and sentences in the foregoing cases of Private *Joseph S. Bogie*, Company "A," 2d Cavalry, and Private *William H. Hanley*, Company "I," 4th Infantry, are approved, but upon the recommendation of the members of the Court, the sentence in each case is remitted. Privates *Bogie* and *Hanley* will be restored to duty.

III...The General Court Martial convened at Fort Sanders, W. T., pursuant to Paragraph 2, Special Orders No. 147, current series, from these Headquarters, and of which Captain *E. M. Coates*, 4th Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*



## G. C. M.

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1. Private *Bernard Duffy*, Company "B," 7th Infantry.
  2. Private *Charles Durphy*, Company "D," 7th Infantry.
  3. Private *Patrick Martin*, Company "F," 7th Infantry.
  4. Private *John W. O'Brien*, Company "I," 7th Infantry.
  5. Private *William Jones*, Company "B," 7th Infantry.
  6. Private *Charles Nugent*, Company "I," 7th Infantry.
  7. Private *Charles Kavanagh*, Company "I," 7th Infantry.
  8. Corporal *David Davis*, Company "B," 4th Infantry.
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### HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, September, 15, 1869.*

GENERAL ORDERS, }  
No. 52. }

1...Before a General Court Martial which convened at Fort Fred. Steele, W. T., pursuant to Paragraph 1. Special Orders No. 162, current series, from these Headquarters, and of which Brevet Major *A. A. Cole*, Captain 7th Infantry, is President, were arraigned and tried:—

1st. Private *Bernard Duffy*, Company "B," 7th Infantry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification—In this, that he, Private *Bernard Duffy*, Company "B," 7th Infantry, did enter the store of Messrs *Lowry and Upton*, Post Traders, and did steal, take and carry away one bottle of brandy peaches valued at two dollars, more or less, and the same was found upon his person.

This at Fort Fred. Steele, W. T., on or about the 24th day of July. 1869.

PLEA—"Not Guilty."

FINDING—Of the specification—"Guilty," except the word "peaches," and substituting therefor the word "cherries."

Of the charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Bernard Duffy*, Company "B," 7th Infantry, "to be confined at hard

labor in charge of the post guard for the period of four months, and to forfeit to the United States his monthly pay for the same period, excepting the just dues of the laundress."

2d. Private *Charles Durphy*, Company "D," 7th Infantry.

CHARGE—"Desertion."

PLEA—"Not Guilty."

FINDING—Of the specification—"Guilty," except the words "apprehended at or near Fort D. A. Russell, W. T.," and also substitutes for "Camp Douglas, U. T.," the words "Fort Laramie, W. T."

Of the charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Charles Durphy*, Company "D," 7th Infantry, "to forfeit all pay and allowances now due, or to become due, except the just dues of the laundress; to have the letter "D," two and a half inches long indelibly marked upon his left hip, and within ten days thereafter to have his head shaved and to be dishonorably discharged and drummed out of the service, and then to be confined at hard labor for the period of two years at such military prison as the Commanding General may designate."

3d. Private *Patrick Martin*, Company "F," 7th Infantry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—"Not Guilty."

and the Court does therefore acquit him, Private *Patrick Martin*, Company "F," 7th Infantry.

4th. Private *John W. O'Brien*, Company "I," 7th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John W. O'Brien*, Company "I," 7th Infantry, "to forfeit all pay and allowances now due, or to become due except the just dues of the laundress: to have the letter "D," two and a half inches long indelibly marked upon his left hip, and within ten days thereafter to have his head shaved and to be dishonorably discharged and drummed out of the service, and then to be confined at hard labor for the

period of two years in such military prison as the Commanding General may designate."

5th. Private *William Jones*, Company "B," 7th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, *William Jones*, a Private of Company "B," 7th Infantry, and late Private Company "B," 36th Infantry, having been duly mounted as a member of the post guard and posted to guard prisoners, did allow one Private *Edward W. Smith*, Company "G," 2d Cavalry, a prisoner under his charge, to escape.

This at or near Fort Bridger, W. T., on or about the 26th day of April, 1869.

PLEA—"Not Guilty."

FINDING—"Not Guilty."

and the Court does therefore acquit him, Private *William Jones*, Company "B," 7th Infantry.

6th. Private *Charles Nugent*, Company "I," 7th Infantry.

CHARGE 1—"Disobedience of orders."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that he, Private *Charles Nugent*, Company "I," 7th Infantry, did become so much under the influence of intoxicating liquor as to render him incapable of performing the duties of a soldier.

All this at Fort Fred. Steele, W. T., on or about the 20th day of July, 1869.

Specification 2—In this, that he, Private *Charles Nugent*, Company "I," 7th Infantry, did, when taken to the guard-house by the 1st Sergeant of his company, say upon arrival at the guard-house, to the said 1st Sergeant, (*Farber*,) of Company "I," 7th Infantry:—"You cannot confine me, you Dutch bastard," or words to that effect.

All this at Fort Fred. Steele, W. T., on or about the 20th day of July, 1869.

PLEA—To the specification, 1st charge—"Guilty."

To the 1st charge—"Not Guilty."

To the 1st specification, 2d charge—"Guilty."

To the 2d specification, 2d charge—"Guilty."

To the 2d charge—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Charles Nugent*, Company "I," 7th Infantry, "to forfeit to the United States eight dollars of his monthly pay for two months, and to be confined at hard labor under charge of the guard for one month."

7th. Private *Charles Kavanagh*, Company "I," 7th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that he, Private *Charles Kavanagh*, Company "I," 7th Infantry, was so drunk in his company quarters as to be unable to perform the duties of a soldier.

All this at Fort Fred. Steele, W. T., on or about the 10th day of August, 1869.

Specification 2—In this, that he, Private *Charles Kavanagh*, Company "I," 7th Infantry, being a member of the guard to wagon train, did become so much under the influence of intoxicating liquor as to render him unable to perform the duties as such.

All this at Fort Fred. Steele, W. T., on or about the 10th day of August, 1869.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Charles Kavanagh*, Company "I," 7th Infantry, "to be confined at hard labor in charge of the post guard for the period of four months."

8th. Corporal *David Davis*, Company "B," 4th Infantry.

CHARGE 1—"Drunkenness on duty."

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification—In this, that he, Corporal *David Davis*, Company "B," 4th Infantry, did become drunk and disorderly and appeared in that condition to the enlisted men of the mounted detachment of which he is a member, to the prejudice of good order and military discipline.

This at or near Elk Mountain, W. T., on or about the 3d day of August, 1869.

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Corporal *David Davis*, Company "B," 4th Infantry, "to be reduced to the ranks, and to be confined at hard labor under charge of the guard for the period of four months."

II...In the foregoing cases of Privates *Patrick Martin*, Company "F," and *William Jones*, Company "B," 7th Infantry, the proceedings, findings and acquittals are approved. Privates *Martin* and *Jones* will be released from confinement.

In the foregoing cases of Privates *Charles Nugent* and *Charles Kavanagh*, both of Company "I," and Private *Bernard Duffy*, Company "B," all of the 7th Infantry, and Corporal *David Davis*, Company "B," 4th Infantry, the proceedings, findings and sentences are approved, and the sentence in each case will be duly executed by the proper commanding officer; each prisoner will be confined at the post where his company or detachment may be serving.

The proceedings, finding and sentence in the foregoing case of Private *Charles Murphy*, Company "D," 7th Infantry, are approved, but the sentence is mitigated to read as follows:—

"To forfeit to the United States all pay and allowances now due or that may become due him, except the just dues of the laundress, for the period of one year, and to be confined at hard labor in charge of the guard, at the post where his company may be serving, wearing a twenty-four pound ball attached to his left leg by a chain six feet long, for the same period."

The sentence as modified will be duly executed by the proper commanding officer.

The proceedings, finding and sentence in the foregoing case of Private *John W. O'Brien*, Company "I," 7th Infantry, are approved, but upon the recommendation of the members of the Court, the sentence is mitigated to read as follows:—

"To forfeit to the United States all pay and allowances now due or that may become due him, except the just dues of the laundress, for the period of one year, and to be confined at hard labor in charge of the guard, at the post where his company may be serving, wearing a twenty-four pound ball attached to his left leg, by a chain six feet long, for the same period."

The sentence as modified will be duly executed by the proper commanding officer.

III...The General Court Martial convened at Fort Fred Steele, W. T., pursuant to Paragraph 1, Special Orders No. 162, current series, from these Headquarters, and of which Brevet Major A. A. Cole, Captain 7th Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*



## G. C. M.

1. Private *Thomas Martin*, Company "D," 5th Cavalry.
2. Private *Edward Hart*, Company "L," 5th Cavalry.
3. Private *John O'Reardon*, Company "L," 5th Cavalry.
4. Private *Frank L. Otis*, Company "L," 5th Cavalry.
5. Private *Henry Ast*, Company "C," 5th Cavalry.

1. Private *Ransom Golland*, Company "F," 9th Infantry.

### HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, September, 25, 1869.*

GENERAL ORDERS, }  
No. 53. }

1...Before a General Court Martial which convened at Fort McPherson, Neb., pursuant to Paragraph 1, Special Orders No. 163, current series, from these Headquarters, and of which Brevet Major General *John H. King*, Colonel 9th Infantry, is President, were arraigned and tried:—

1st. Private *Thomas Martin*, Company "D," 5th Cavalry.

CHARGE—"Violation of the 45th Article of War."

Specification—In this, that he, Private *Thomas Martin*, Company "D," 5th Cavalry, having been duly mounted as a member of the camp guard, did become so drunk as to be unfit to perform the duties of a soldier.

All this at Camp 5th Cavalry, near Fort Sedgwick, C. T., on or about the 23d of July, 1869.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Thomas Martin*, Company "D," 5th Cavalry, "to be confined at hard labor in charge of the guard for the period of sixty days."

2d. Lance Corporal *Edward Hart*, Troop "B," 5th Cavalry Recruits, now private Company "L," 5th Cavalry.

CHARGE—"Violation of the 50th Article of War."

Specification—In this, that he, Lance Corporal *Edward Hart*, of "B" Troop, 5th Cavalry Recruits, having been duly mounted as a non-commissioned officer of the guard, did, without permission from

proper authority, absent himself from said guard from midnight until 8 o'clock A. M.

This at camp of detachment 5th Cavalry Recruits, near Fort Harker, Kansas, on or about the 9th day of May, 1869.

PLEA—"Not Guilty."

FINDING—"Guilty,"

SENTENCE—And the Court does therefore sentence him, Private *Edward Hart*, Company "L," 5th Cavalry, (late Lance Corporal Troop "B," 5th Cavalry Recruits,) "to forfeit to the United States ten dollars of his pay, and to be confined at hard labor in charge of the guard for the period of one month."

3d. Private *John O'Reardon*, Company "L," 5th Cavalry.

CHARGE—"Sleeping on post."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John O'Reardon*, Company "L," 5th Cavalry, "to forfeit to the United States ten dollars per month of his monthly pay for three months, and to be confined at hard labor in charge of the guard at the post where his company may be serving for the same period."

4th. Private *Frank L. Otis*, Company "L," 5th Cavalry, late Lance Sergeant General Mounted Service U. S. A.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

PLEA—To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Frank L. Otis*, Company "L," 5th Cavalry, late Lance Sergeant General Mounted Service U. S. A., "to reimburse to the Government the amount paid for his apprehension; to forfeit to the United States ten dollars of his monthly pay for six months, and to be confined at hard labor in charge of the guard for thirty days."

5th. Private *Henry Ast*, Company "C," 5th Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Henry Ast*, Company "C," 5th Cavalry, "to forfeit to the United States ten dollars per month of his monthly pay for twelve months, and to be confined at hard labor in charge of the guard, where his company may be serving, wearing a twelve pound ball attached to his left leg, by a chain six feet in length, for the same period."

II...The proceedings, finding and sentence in the foregoing case of Private *John O'Reardon*, Company "L," 5th Cavalry, are approved, and the sentence will be duly executed by the proper commanding officer.

The proceedings, findings and sentences in the foregoing cases of Privates *Edward Hart* and *Frank L. Otis*, Company "L," and Private *Thomas Martin*, Company "D," 5th Cavalry, are approved, and the sentence in each case will be duly executed at the post where the company of the prisoner may be serving, by the proper commanding officer.

The proceedings, finding and sentence in the foregoing case of Private *Henry Ast*, Company "C," 5th Cavalry, are approved, but upon the recommendation of the members of the Court, based on the mitigating circumstances of the case, the sentence is mitigated to read as follows:—

"To forfeit to the United States ten dollars per month of his monthly pay for six months, and to be confined at hard labor in charge of the guard at the post where his company may be serving, for thirty days."

The sentence, as modified, will be duly executed by the proper commanding officer.

III...Before a General Court Martial which convened at Fort McPherson, Neb., pursuant to Special Field Orders No. 6, current series, from these Headquarters, and of which Brevet Major *Charles O. Wood*, Captain 9th Infantry, is President, were arraigned and tried:—

Ist. Private *Ransom Golland*, Company "F," 9th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Private *Ransom Golland*, Company "F," 9th Infantry, having contracted a debt with *J. H. Kinkhead*, Post Trader at Sitka, Department of Alaska, amounting to the sum of fifty-five dollars (\$55.) and having given to said *J. H. Kinkhead* in liquidation of said debt an order as follows:—

\$55. "Sitka, A. T., May 13th, 1869.

PAYMASTER—Pay to my company commander fifty-five dollars from the pay due me from the United States, for value received of *J. H. Kinkhead*.

(Signed) *Ransom Golland*,  
Corporal Company "F," 9th Infantry.

Approved.

(Signed) *M. C. FOOT*,  
1st Lieutenant 9th Infantry,"

did draw from Paymaster Colonel *J. E. Burbank*, U. S. A., what pay was due to him by the United States, and did then refuse to pay said order; this after having promised 1st Lieutenant *M. C. Foot*, 9th Infantry, (then his company commander,) that he would pay said order, and by said promise obtained his, (Lieutenant *Foot's*,) approval thereto.

This at Plum Creek, Neb., on or about the 16th day of July, 1869.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Ransom Golland*, Company "F," 9th Infantry, "to forfeit to the United States the sum of ten dollars of his monthly pay for six months, and to be confined at hard labor under charge of a guard for two months."

IV...The proceedings, finding and sentence in the foregoing case of Private *Ransom Golland*, Company "F," 9th Infantry, are approved, and the sentence will be duly executed at the post where the company of the prisoner may be serving, by the proper commanding officer.

V...The General Court Martial convened at Fort McPherson, Neb., pursuant to Special Field Orders No. 6, current series, from these Headquarters, and of which Brevet Major *Charles O. Wood*, Captain 9th Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*

## G. C. M.

1. Musician *John Carey*, Company "A," 9th Infantry.
2. Private *Edward Paine*, Company "C," 2d Cavalry.
3. Private *Joseph Doyle*, Company "B," 2d Cavalry.
4. Private *George W. Dark*, Company "C," 9th Infantry.
5. Private *James Roach*, Light Battery "C," 3d Artillery.
6. Private *James Tierney*, Company "B," 2d Cavalry.
7. Private *Andrew H. Weatherby*, Company "B," 2d Cavalry.
8. Private *Edward Snowden*, Company "F," 7th Infantry.
9. Private *Andrew J. Moss*, Company "A," 9th Infantry.

### HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, September, 29, 1869.*

GENERAL ORDERS, {  
No. 54. }

I...Before a General Court Martial which convened at Omaha Barracks, Neb., pursuant to Paragraph 1, Special Orders No. 175, current series, from these Headquarters, and of which Captain *W. H. Jordan*, 9th Infantry, is President, were arraigned and tried:—

1st. Musician *John Carey*, Company "A," 9th Infantry.

CHARGE 1—"Conduct to the prejudice of good order and military discipline."

Specification 1—In, that Musician *John Carey*, Company "A," 9th Infantry, did become drunk and disorderly, and did without cause or provocation, throw a piece of meat at Quartermaster Sergeant *Anthony Connell*, Company "A," 9th Infantry, and having been asked by the said Sergeant *Connell* why he threw the piece of meat at him, did reply in a contemptuous, insulting and insubordinate manner, in words, to wit:—"I would throw it at you or any other person," or words to that effect; the said Sergeant *Connell* being at the time in the execution of his office.

This in the kitchen of Company "A," 9th Infantry, at Omaha Barracks.

Specification 2—In, that Musician *John Carey*, Company "A," 9th Infantry, when ordered to the guard-house by Sergeant *Edwin Davis*, Company "A," 9th Infantry, did refuse to obey, and did disobey said order, until assistance was called and force used, to make

him obey it, and did resist and attempt to strike with his fist the said *Davis*, he, (*Davis*,) being at the time in the execution of his duty.

Specification 3—In, that Musician *John Carey*, Company "A," 9th Infantry, did, when ordered to the guard-house by 1st Sergeant *Adam McClelland*, Company "A," 9th Infantry, refuse to obey, and did disobey said order, and did resist the said Sergeant *McClelland* until he was compelled by force to obey it, the said Sergeant *McClelland* being at the time in the execution of his duty.

CHARGE 2—"Absence without leave."

PLEA—To the 1st specification, 1st charge—"Not Guilty."

To the 2d specification, 1st charge—"Not Guilty."

To the 3d specification, 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification, 2d charge—"Guilty."

To the 2d charge—"Guilty."

FINDING—Of the 1st specification, 1st charge—"Guilty."

Of the 2d specification, 1st charge—"Guilty."

Of the 3d specification, 1st charge—"Not Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty."

Of the 2d charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Musician *John Carey*, Company "A," 9th Infantry, "To be confined at hard labor under charge of the guard for six months, forfeiting to the United States twelve dollars of his monthly pay per month for the same period."

2d. Private *Edward Paine*, Company "C," 2d Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Edward Paine*, Company "C," 2d Cavalry, "To forfeit twelve dollars per month of his monthly pay for twelve months; to be confined at hard labor under charge of the guard, wearing a ball weighing twenty-four pounds attached to his left leg by a chain six feet long for the same period, and at the end of that time to be restored to duty with his company."

3d. Private *Joseph Doyle*, Company "B," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Joseph Doyle*, Company "B," 2d Cavalry, "To be confined at hard labor under charge of the guard for one year; forfeiting to the United States twelve dollars of his monthly pay per month for the same period."

4th. Private *George W. Dark*, Company "C," 9th Infantry.

CHARGE 1—"Burglary, to the prejudice of good order and military discipline."

CHARGE 2—"Desertion."

PLEA—To the specification, 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the 1st specification, 2d charge—"Guilty."

To the 2d specification, 2d charge—"Guilty."

To the 2d charge—"Guilty."

FINDING—Of the specification, 1st charge—"Not Guilty."

Of the 1st charge—"Not Guilty."

Of the 1st specification, 2d charge—"Guilty."

Of the 2d specification, 2d charge—"Guilty."

Of the 2d charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *George W. Dark*, Company "C," 9th Infantry, "To be confined at hard labor under charge of the guard for two years; forfeiting to the United States ten dollars per month of his monthly pay for the same period, and at the end of that time to have his head shaved and be drummed out of the service of the United States."

5th. Private *James Roach*, Light Battery "C," 3d Artillery.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *James Roach*, Light Battery "C," 3d Artillery, "To forfeit twelve dollars per month of his monthly pay for six months; to be confined

at hard labor under charge of the guard for the same period."

6th. Private *James Tierney*, Company "B," 2d Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In, that Private *James Tierney*, Company "B," 2d Cavalry, did absent himself from the regular water call of his company without proper authority.

Specification 2—In, that Private *James Tierney*, Company "B," 2d Cavalry, did refuse to allow himself to be arrested by the corporal of the guard, sent by the commanding officer to arrest him, saying that no such G—d — n man as he, could arrest him, and that he, the corporal, had lost two teeth, and that he, (*Tierney*,) would kick more in for him, or words to that effect.

Specification 3—In, that Private *James Tierney*, Company "B," 2d Cavalry, did rush at Corporal *Richard M. Gangwere*, Company "B," 2d Cavalry, with the intention of doing him violence, and was only prevented by the said Corporal *Gangwere* threatening to shoot him, (*Tierney*,) if he did not desist; this while the said Corporal *Gangwere* was in the discharge of his duty as corporal of the guard.

All this at or near the camp of Company "B," 2d Cavalry, near Ogallala Station, U. P. R. R., on or about the 28th day of August, 1869.

PLEA—To the 1st specification—"Not Guilty."

To the 2d specification—"Guilty."

To the 3d specification—"Guilty."

To the charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *James Tierney*, Company "B," 2d Cavalry, "To forfeit to the United States eight dollars per month of his monthly pay for the period of six months."

7th. Private *Andrew H. Weatherby*, Company "B," 2d Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Andrew H. Weatherby*, Company "B," 2d Cavalry, "To forfeit twelve dollars per month of his monthly pay for one year; to be confined



at hard labor under charge of the guard for the same period, wearing a twenty-four pound ball attached to his left leg by a chain six feet long."

8th. Private *Edward Snowden*, Company "F," 7th Infantry.

CHARGE—"Desertion."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Edward Snowden*, Company "F," 7th Infantry, "To be confined at hard labor under charge of the guard for one year; forfeiting to the United States twelve dollars per month of his monthly pay for the same period."

9th. Private *Andrew J. Moss*, Company "A," 9th Infantry.

CHARGE 1—"Violation of the 44th Article of War."

Specification—In, that Private *Andrew J. Moss*, Company "A," 9th Infantry, having been duly detailed as a member of the post guard at Omaha Barracks, Nebraska, did fail to appear at the appointed time for guard mounting.

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification—In this, that he, Private *Andrew J. Moss*, Company "A," 9th Infantry, having been duly detailed as a member of the post guard at Omaha Barracks, Nebraska, was found to be so drunk at the time appointed for guard mounting as to unfit him to perform the duties of a soldier.

All this at Omaha Barracks, Nebraska, on or about the 9th day of September, 1869.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Andrew J. Moss*, Company "A," 9th Infantry, "To forfeit to the United States fifteen dollars per month of his monthly pay for the period of two months."

II...The proceedings, findings and sentences in the foregoing cases of Private *James Tierney*, Company "B," 2d Cavalry, and Private *Andrew J. Moss*, Company "A," 9th Infantry, are approved, and the sentence, in each case, will be duly executed by the proper commanding officer.

In the foregoing cases of Musician *John Carey*, Company "A," 5th Infantry, Private *Edward Paine*, Company "C," 2d Cavalry, Private *Joseph Doyle*, Company "B," 2d Cavalry, Private *George W. Dark*, Company "C," 9th Infantry, Private *James Roach*, Light Battery "C," 3d Artillery, Private *Andrew H. Weatherby*, Company "B," 2d Cavalry, and Private *Edward Snowden*, Company "F," 7th Infantry, the proceedings, findings and sentences are approved; the sentence, in each case, will be duly executed at the post where the company of the prisoner may be serving, by the proper commanding officer.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*



HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha, Nebraska, October 8, 1869.*

GENERAL ORDERS, }  
No. 55. }

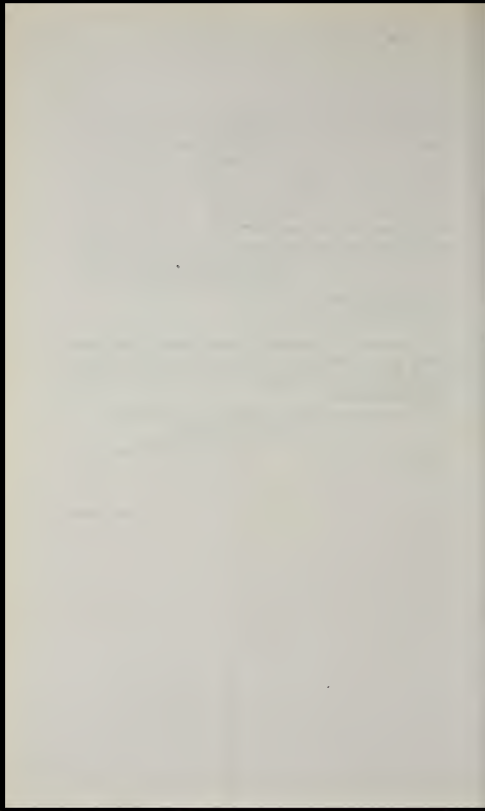
In compliance with Paragraph 1, Special Orders No. 236, current series, from the Headquarters of the Army, First Lieutenant *Isaac W. Maclay*, Ordnance Department, is hereby relieved from duty at these Headquarters.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:  
GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*



HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha, Nebraska, October 13, 1869.*

GENERAL ORDERS, }  
No. 56. }

I...The following communication from the War Department is published for the information and guidance of all persons in this Command, viz:—

WAR DEPARTMENT,  
ADJUTANT GENERAL'S OFFICE,  
*Washington, September 17, 1869.*

Major General GEORGE H. THOMAS, U. S. ARMY,  
*Commanding Military Division of the Pacific,  
San Francisco, California.*

GENERAL: In reply to a communication forwarded by you to this office, from the Commanding General Department of California, requesting information whether prisoners sentenced to hard labor are to work only eight hours per day, I have to inform you that General SHERMAN decides that the act of June 25, 1868, does not apply to enlisted men when prisoners sentenced to hard labor.

I am, very respectfully,  
Your obedient servant,

J. C. KELTON,  
*Assistant Adjutant General.*

Official copy furnished for the information of the General Commanding the Department of the Platte.

J. C. KELTON,  
*Assistant Adjutant General.*

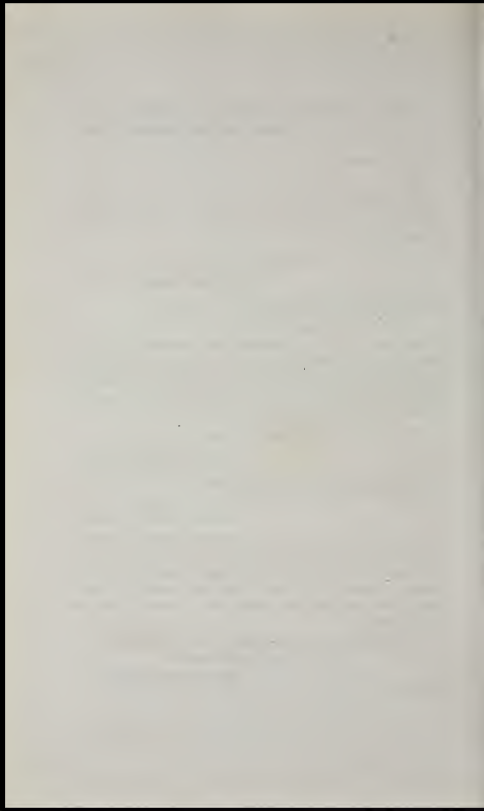
II...Commanding officers of posts at which telegraphic operators may be employed and paid by the Quartermaster's Department, will, in all cases on discharging them from further employment, see that neither payment nor vouchers for payment are given to them till their accounts shall have been settled with the Western Union Telegraph Company.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:  
GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*



G. C. M.

---

OMAHA BARRACKS.

1. Private *James Conway*, Company "A," 9th Infantry.
2. Private *Horace B. De Haven*, Company "B," 2d Cavalry.
3. Private *John Smith*, Company "A," 9th Infantry.
4. Private *David Bush*, Company "B," 2d Cavalry.

FORT SEDGWICK.

1. Private *George Orth*, Company "I," 2d Cavalry.
  2. Sergeant *John Meagher*, Company "B," 9th Infantry.
  3. Sergeant *John O. Montgomery*, Company "D," 9th Infantry.
  4. Private *Edward Connors*, Company "D," 9th Infantry.
  5. Private *Michael Murphy*, Company "D," 9th Infantry.
- 

HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, October, 14, 1869.*

GENERAL ORDERS, {  
No. 57. }

I...Before a General Court Martial which convened at Omaha Barracks, Neb., pursuant to Paragraph 1, Special Orders No. 175, current series, from these Headquarters, and of which Captain *William H. Jordan*, 9th Infantry, is President, were arraigned and tried:—

1st. Private *James Conway*, Company "A," 9th Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In, that Private *James Conway*, Company "A," 9th Infantry, did, without authority, absent himself from his company quarters between "Taps" and "Reveille," in violation of Company Orders No. 16, current series.

Specification 2—In, that Private *James Conway*, Company "A," 9th Infantry, did become drunk and make a loud and boisterous noise in the quarters of his company between the hours of 10 and 11, P. M.

Specification 3—In, that Private *James Conway*, Company "A," 9th Infantry, having been ordered to the guard-house in charge of Privates *Tully* and *Sulliran*, did resist said privates until members of the guard arrived to assist them.

All this at Omaha Barracks, Neb., on the night of September 14th, 1869.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *James Conway*, Company "A," 9th Infantry, "To forfeit to the United States twelve dollars per month of his monthly pay for three months."

2d. Private *Horace B. De Haven*, Company "B," 2d Cavalry.

CHARGE—"Desertion."

PLEA—"Not Guilty."

FINDING—"Not Guilty."

and the Court does therefore acquit him, Private *Horace B. De Haven*, Company "B," 2d Cavalry.

3d. Private *John Smith*, Company "A," 9th Infantry.

CHARGE 1—"Violation of the 45th Article of War."

Specification—In, that Private *John Smith*, Company "A," 9th Infantry, being a member of the post guard at Omaha Barracks, Neb., and having been sent to the city of Omaha, Neb., in pursuit of escaped prisoners, did become so drunk as to unfit himself for any duty, and cause himself to be arrested and confined by the civil authorities, on or about the 14th day of August, 1869.

CHARGE 2—"Absence without leave."

CHARGE 3—"Violation of the 42d Article of War."

Specification—In, that Private *John Smith*, Company "A," 9th Infantry, did, without proper authority, lie out of his company quarters the night of August 15th, 1869.

All this at Omaha Barracks and Omaha City, Neb.

PLEA—To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

To the specification, 3d charge—"Not Guilty."

To the 3d charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John Smith*, Company "A," 9th Infantry, "To forfeit to the United States ten dollars of his monthly pay per month for the period of three months."



4th. Private *David Bush*, Company "B," 2d Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"And the Court does therefore sentence him, Private *David Bush*, Company "B," 2d Cavalry, "To forfeit to the United States twelve dollars per month of his monthly pay for one year, and to be confined at hard labor under charge of the guard for the same period."

II...The proceedings, finding and sentence, in the foregoing case of Private *James Conway*, Company "A," 9th Infantry, are approved, and the sentence will be duly executed by the proper commanding officer. Private *Conway* will be released from confinement.

The proceedings, finding and sentence, in the foregoing case of Private *John Smith*, Company "A," 9th Infantry, are approved; but owing to the fact that no portion of the sentence can apply on the 1st charge and specification, it is mitigated to read as follows:—

"To forfeit to the United States one month's pay, and to be confined at hard labor, under charge of the guard at the post where his company may be serving, for the same period."

The sentence, as modified, will be duly executed by the proper commanding officer.

The proceedings, finding and acquittal, in the case of Private *Horace B. De Haven*, Company "B," 2d Cavalry, are approved. Private *De Haven* will be restored to duty.

The proceedings, finding and sentence, in the foregoing case of Private *David Bush*, Company "B," 2d Cavalry, are approved, and the sentence will be duly executed by the proper commanding officer. The post where the company of the prisoner may be serving is designated as the place of confinement.

III...The General Court Martial convened at Omaha Barracks, Neb., pursuant to Paragraph 1, Special Orders No. 175, current series, from these Headquarters, and of which Captain *William H. Jordan*, 9th Infantry, is President, is hereby dissolved.

IV...Before a General Court Martial which convened at Fort Sedgewick, C. T., pursuant to Paragraph 4, Special Orders No. 189, current series, from these Headquarters, and of which Captain *P. A. Owen*, 9th Infantry, is President, were arraigned and tried:—

1st. Private *George Orth*, Company "I," 2d Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *George Orth*, Company "I," 2d Cavalry, "To make good the time lost by desertion; to be confined at hard labor under charge of the guard for one year, and to forfeit to the United States twelve dollars (\$12) per month of his monthly pay for the same period."

2d. Sergeant *John Meagher*, Company "B," 9th Infantry.

CHARGE—"Drunkenness on duty."

PLEA—"Not Guilty."

FINDING—"Not Guilty."

and the Court does therefore acquit him, Sergeant *John Meagher*, Company "B," 9th Infantry.

3d. Sergeant *John O. Montgomery*, Company "D," 9th Infantry.

CHARGE 1—"Conduct prejudicial to good order and military discipline."

Specification—In this, that he, Sergeant *John O. Montgomery*, Company "D," 9th Infantry, did, while on duty as Provost Sergeant, become so much under the influence of liquor as to be unable to perform his duties properly.

This at Fort Sedgwick, C. T., on the 15th day of September, 1869.

CHARGE 2—"Disobedience of orders."

PLEA—"Not Guilty."

FINDING—Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

SENTENCE—And the Court does therefore sentence him, Sergeant *John O. Montgomery*, Company "D," 9th U. S. Infantry, "To be reduced to the ranks, and to be confined at hard labor under charge of the guard for the period of four months."

4th. Private *Edward Connors*, Company "D," 9th Infantry.

CHARGE 1—"Violation of the 46th Article of War."

Specification—In this, that he, Private *Edward Connors*, Company "D," 9th Infantry, having been posted as a sentinel, did leave his post without being regularly relieved.

This at Fort Sedgwick, C. T., on or about the 5th day of July, 1869, between the hours of 9.30 and 10.30 p. m.

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification—In this, that he, Private *Edward Connors*, Company "D," 9th Infantry, did, without permission from proper authority, leave his guard about 10 p. m., on the night of the 5th of July, and did remain so absent until about Reveille on the morning of the 6th day of July, 1869.

This at Fort Sedgwick, C. T., on or about the 5th and 6th days of July, 1869.

PLEA—"Not Guilty."

FINDING—"Not Guilty."

and the Court does therefore acquit him, Private *Edward Connors*, Company "D," 9th Infantry.

5th. Private *Michael Murphy*, Company "D," 9th Infantry.

CHARGE 1—"Drunkenness on duty."

CHARGE 2—"Neglect of duty, to the prejudice of good order and military discipline."

PLEA—To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the 1st specification, 2d charge—"Guilty."

To the 2d specification, 2d charge—"Not Guilty."

To the 3d specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the 1st specification, 2d charge—"Guilty."

Of the 2d specification, 2d charge—"Not Guilty."

Of the 3d specification, 2d charge—"Not Guilty."

Of the 2d charge—"Find the facts as stated, but attach no criminality thereto."

SENTENCE—And the Court does therefore sentence him, Private *Michael Murphy*, Company "D," 9th Infantry, "To be confined at hard labor under charge of the guard for the period of four months."

V...The proceedings, findings and sentences, in the foregoing cases of Private *George Orth*, Company "I," 2d Cavalry, and Sergeant *John O. Montgomery* and Private *Michael Murphy*, both of Com-

pany "D," 9th Infantry, are approved, and the sentence, in each case, will be duly executed at the post where the company of the prisoner may be serving by the proper commanding officer.

In the foregoing case of Private *Edward Connors*, Company "D," 9th Infantry, the proceedings, finding and acquittal, are approved. Private *Connors* will be released from confinement.

The proceedings in the foregoing case of Sergeant *John Meagher*, Company "B," 9th Infantry, are approved; the finding and acquittal are disapproved, as, in the opinion of the General Commanding, the evidence fully sustains the charge upon which the prisoner was tried. Sergeant *Meagher* will be released from arrest and restored to duty.

VI...The General Court Martial convened at Fort Sedgwick, C. T., pursuant to Paragraph 4, Special Orders No. 189, current series, from these Headquarters, and of which Captain *P. A. Owen*, 9th Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEORGE D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*

*Recd 3/1/39  
CHC*



HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, October, 15, 1869.*

GENERAL ORDERS, {  
No. 58. }

Major *R. D. Clarke*, Paymaster U. S. Army, having reported to the Commanding General in obedience to Paragraph 1, Special Orders No. 233, current series, from the Headquarters of the Army, is assigned to duty at these Headquarters, under the orders of the Chief Paymaster of the Department, to date from the 4th of October, 1869.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp*



## G. C. M.

First Lieutenant *Winfield S. Matson*, 9th Infantry.

### HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, October, 16, 1869.*

GENERAL ORDERS, {  
No. 59. }

I...Before a General Court Martial which convened at Fort McPherson, Neb., pursuant to Paragraph I, Special Orders No. 163, current series, from these Headquarters, and of which Brevet Major General *John H. King*, Colonel 9th Infantry, is President, were arraigned and tried:—

First Lieutenant *Winfield S. Matson*, 9th Infantry.

CHARGE 1—"Drunkenness on duty," (45th Article of War.)

Specification—In this, that he, First Lieutenant *Winfield S. Matson*, 9th Infantry, (then of the 27th Infantry,) was drunk while in command of the military station at North Platte, Neb., on or about the 16th day of May, 1869.

CHARGE 2—"Conduct unbecoming an officer and a gentleman," (83d Article of War.)

Specification 1—In this, that he, First Lieutenant *Winfield S. Matson*, 9th Infantry, (then of the 27th Infantry,) while on duty and stationed with his company at North Platte Station, did, under the influence of liquor, and in the uniform of an officer of the United States Army, engage in a brawl or fist-fight, in the back room attached to a public bar room, with one *David Perry*, a citizen of North Platte, Neb.

This at North Platte, Neb., on or about the 16th of May, 1869.

Specification 2—In this, that he, First Lieutenant *Winfield S. Matson*, 9th Infantry, while under the influence of liquor, and in the uniform of an officer of the United States Army, did engage in a brawl or fist-fight with one *McLaughlin*, a brakeman on the Union Pacific Railroad, in a public billiard saloon and bar room in the town of North Platte, in the presence of citizens and soldiers, to the disgrace of his regiment and the Service.

This at North Platte Station, Neb., on or about the 10th of August, 1869.

CHARGE 3—"Conduct to the prejudice of good order and military discipline," (99th Article of War.)

Specification—In this, that he, First Lieutenant *Winfield S. Matson*, 9th Infantry, (then of the 27th Infantry,) while in command at North Platte Station, Neb., did order, or request, or endeavor to influence certain enlisted men of his command, to wit:—First Sergeant *John O. Ell*, Corporal *William D. Sheppard*, Private *John Murray*, (all then of Company "E," 27th Infantry, now Company "K," 9th Infantry,) and others, to accompany him into the town of North Platte, or join him there, under arms, for the purpose of participating in, or witnessing him the said *Matson* engage in an affray with the citizen *Perry*, mentioned in a specification to a previous charge, and that he, the said *Matson*, did go into the town of North Platte, accompanied by certain of the said men, or was joined by them there, for the said purpose.

This at North Platte, Neb., on or about the 16th day of May, 1869.

PLEA—To which charges and specifications, the accused pleaded "Not Guilty."

FINDING—The Court, after mature deliberation upon the evidence adduced, finds the accused as follows:—

Of the specification, 1st charge—"Not Guilty."

Of the 1st charge—"Not Guilty."

Of the 1st specification, 2d charge—"Not Guilty."

Of the 2d specification, 2d charge—"Guilty," inserting after the words "public billiard saloon and bar room" the words "and its yard," and excepting the word "disgrace" and substituting therefor the word "injury."

Of the 2d charge—"Not Guilty of conduct unbecoming an officer and a gentleman," but "Guilty of conduct to the prejudice of good order and military discipline."

Of the specification, 3d charge—"Guilty," excepting the words "and others," and omitting all after the words "under arms" until the words "this at North Platte," substituting therefor the words "for purposes not connected with the interests of the military service of the United States," and also excepting the word "May," substituting therefor the word "April."

Of the 3d charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, First Lieu-



tenant *Winfield S. Matson*, 9th Infantry, "To be suspended from rank and command for the period of four months, remaining during such period at his proper military station, and to be reprimanded in General Orders by the Department Commander."

II...The proceedings, findings and sentence, in the case of First Lieutenant *Winfield S. Matson*, 9th Infantry, are approved and confirmed, and the sentence will be executed—that portion of the sentence which relates to suspension from rank and command, and confinement to the garrison—by the commanding officer Fort D. A. Russell.

In the case of an officer who has so little regard for himself or the position he holds, as to make one of a party in a low bar room quarrel, or engage in a fist-fight with drunken and disorderly men, it is doubtful if a reprimand will produce much effect. It is believed, however, that Lieutenant *Matson* is quite convinced of the great impropriety of his conduct, and fully prepared to avoid, in future, anything which will bring such disgrace upon himself and his profession.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*

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HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha, Nebraska, October 20, 1869.*

GENERAL ORDERS, )  
No. 60. }

I...Proceedings of a Court of Inquiry convened at Fort McPherson, Neb., pursuant to the following orders:—

HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha, Nebraska, August 30, 1869.*

SPECIAL ORDERS, )  
No. 170 }

( *Extract.* )

\* \* \* \* \*

3. At the request of Lieutenant *J. Almy*, 5th U. S. Cavalry, a Court of Inquiry, to consist of Brevet Major General *John H. King*, Colonel 9th Infantry, Brevet Colonel *William B. Royall*, Major 5th Cavalry, and Brevet Lieutenant Colonel *E. F. Townsend*, Major 9th Infantry, with Brevet Lieutenant Colonel *C. D. Emory*, Captain 9th Infantry, Judge Advocate, is hereby ordered to meet at Fort McPherson, Neb., when the officers detailed shall have completed the duties on General Court Martial, on which they are now serving, to investigate and report upon the facts connected with the alleged drawing of his pay twice for the month of October, 1868, by Lieutenant *J. Almy*, 5th U. S. Cavalry.

\* \* \* \* \*

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

(*Signed*) G. B. RUSSELL,  
*A. D. C., and A. A. A. G.*

After a careful review of all the facts, the Court is of the opinion—  
That Second Lieutenant *Jacob Almy*, 5th U. S. Cavalry, did draw his pay twice, as alleged, but clears him of any wrongful intention, and recommends that no further action be taken in the matter.

II...The proceedings, finding and opinion, of the Court of Inquiry, in the case of Lieutenant *Jacob Almy*, 5th U. S. Cavalry, are approved and confirmed.

III...The Court of Inquiry appointed by Paragraph 3, Special Orders No. 170, current series, from these Headquarters, is hereby dissolved.

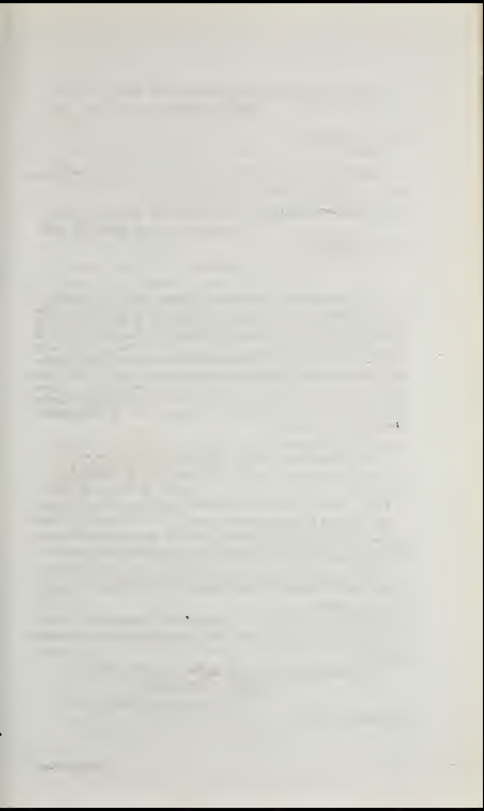
BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp*



HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha, Nebraska, October 20, 1869.*

GENERAL ORDERS, }  
No. 60. }

I...Proceedings of a Court of Inquiry convened at Fort McPherson, Neb., pursuant to the following orders:—

HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha, Nebraska, August 30, 1869.*

SPECIAL ORDERS, }  
No. 170 }

( *Extract.* )

\* \* \* \* \*

3. At the request of Lieutenant *J. Almy*, 5th U. S. Cavalry, a Court of Inquiry, to consist of Brevet Major General *John H. King*, Colonel 9th Infantry, Brevet Colonel *William B. Royall*, Major 5th Cavalry, and Brevet Lieutenant Colonel *E. F. Townsend*, Major 9th Infantry, with Brevet Lieutenant Colonel *C. D. Emory*, Captain 9th Infantry, Judge Advocate, is hereby ordered to meet at Fort McPherson, Neb., when the officers detailed shall have completed the duties on General Court Martial, on which they are now serving, to investigate and report upon the facts connected with the alleged drawing of his pay twice for the month of October, 1868, by Lieutenant *J. Almy*, 5th U. S. Cavalry.

\* \* \* \* \*

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

(*Signed*) G. B. RUSSELL,  
*A. D. C., and A. A. G.*

After a careful review of all the facts, the Court is of the opinion—

That Second Lieutenant *Jacob Almy*, 5th U. S. Cavalry, did draw his pay twice, as alleged, but clears him of any wrongful intention, and recommends that no further action be taken in the matter.

II...The proceedings, finding and opinion, of the Court of Inquiry, in the case of Lieutenant *Jacob Almy*, 5th U. S. Cavalry, are approved and confirmed.

III...The Court of Inquiry appointed by Paragraph 3, Special Orders No. 170, current series, from these Headquarters, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp*

## G. C. M.

1. Private *Thomas Fagan*, Company "G," 4th Infantry.
2. Private *Thomas J. Hamilton*, Company "F," 4th Infantry.
3. Sergeant *William Martinson*, Company "D," 4th Infantry.
4. Private *John H. Ravine*, Company "F," 4th Infantry.
5. Private *Peter Williams*, Company "K," 4th Infantry.
6. Corporal *Benjamin H. Sheppard*, Company "D," 4th Infantry.
7. Private *William McCormick*, Company "F," 4th Infantry.
8. Private *Thomas Drury*, Company "K," 4th Infantry.
9. Private *Cornelius O'Brien*, Company "K," 2d Cavalry.
10. Private *John Watson*, Company "F," 4th Infantry.
11. Private *John McGinness*, Company "K," 2d Cavalry.
12. Private *Thomas F. Cahill*, Company "K," 2d Cavalry.
13. Private *Robert P. Macauley*, Company "K," 2d Cavalry.

### HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, October, 21, 1869.*

GENERAL ORDERS, }  
No. 61. }

1...Before a General Court Martial which convened at Fort Laramie, W. T., pursuant to Paragraph 1, Special Orders No. 190, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *Robert P. McKibbin*, Captain 4th Infantry, is President, were arraigned and tried:—

1st. Private *Thomas Fagan*, Company "G," 4th Infantry.

CHARGE 1—"Drunkeness on duty, in violation of the 45th Article of War."

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification—In this, that he, Private *Thomas Fagan*, Company "G," 4th Infantry, did, without just cause, assault Private *Sigismund Johnson*, Company "G," 4th Infantry.

This at Fort Laramie, W. T., on the 2d day of September, 1869.

PLEA—To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Thomas Fagan*, Company "G," 4th Infantry, "To forfeit to the United States ten dollars (\$10) of his monthly pay for the period of two months, and to be confined under charge of the guard for the period of one month; while under guard, to walk with No. 1, sentinel, two hours on and four off, between "Reveille" and "Retreat," carrying a log weighing twenty-five pounds."

2d. Private *Thomas J. Hamilton*, Company "F," 4th Infantry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Thomas J. Hamilton*, Company "F," 4th Infantry, "To forfeit to the United States all pay and allowances now due, or that may become due, except the just dues of the laundress; to be dishonorably discharged from the service of the United States, and to be confined in such State prison as the Commanding General may direct for the period of one year."

3d. Sergeant *William Martinson*, Company "D," 4th Infantry.

CHARGE 1—"Disobedience of orders."

CHARGE 2—"Neglect of duty."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Sergeant *William Martinson*, Company "D," 4th Infantry, "To be reduced to the ranks as a private soldier, and to forfeit to the United States ten dollars of his monthly pay for the period of two months."

4th Private *John H. Rapine*, Company "F," 4th Infantry.

CHARGE 1—"Drunkenness, to the prejudice of good order and military discipline."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

CHARGE 3—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, the said Private *John H. Rapine*, Company "F," 4th Infantry, did enter the yard belonging to the pri-



vate quarters of Brevet Captain *Edward Simonton*, 1st Lieutenant 4th Infantry, and did there maliciously seize upon, kill and secrete a hen, valued \$1.50, the private property of Brevet Captain *Edward Simonton*, 1st Lieutenant 4th Infantry.

This at Fort Laramie, W. T., on or about the 8th day of September, 1869.

PLEA—To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

To the specification, 3d charge—"Not Guilty."

To the 3d charge—"Not Guilty."

FINDING—Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

Of the specification, 3d charge—"Not Guilty."

Of the 3d charge—"Not Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John H. Rapine*, Company "F," 4th Infantry, "To forfeit to the United States five dollars of his monthly pay for one month."

5th. Private *Peter Williams*, Company "K," 4th Infantry.

CHARGE—"Desertion."

PLEA—To the specification—"Guilty," except the words "did desert the service" and "was arrested."

To the charge—"Not Guilty," but "Guilty of absence without leave."

FINDING—Of the specification—"Guilty," except the words "did desert" and "was arrested."

Of the charge—"Not Guilty," but "Guilty of absence without leave."

SENTENCE—And the Court does therefore sentence him, Private *Peter Williams*, Company "K," 4th Infantry, "To forfeit to the United States ten dollars of his monthly pay for one month."

6th. Corporal *Benjamin H. Sheppard*, Company "D," 4th Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this, that he, Corporal *Benjamin H. Sheppard*, Company "D," 4th U. S. Infantry, did become drunk.

This at Fort Laramie, W. T., on or about the 31st day of August, 1869.

Specification 2—In this, that he, Corporal *Benjamin H. Sheppard*, Company "D," 4th U. S. Infantry, did assault, and cut in the neck with a knife, Corporal *Edward Stohrman*, Company "D," 4th U. S. Infantry, he, the said *Stohrman*, being a corporal of the post guard and in the discharge of his duty.

This at Fort Laramie, W. T., on or about the 31st day of August, 1869.

Specification 3—In this, that he, Corporal *Benjamin H. Sheppard*, Company "D," 4th U. S. Infantry, did, without cause or provocation, assault and cut in the face with a knife, one *F. M. Phillips*, a citizen of Fort Laramie, W. T.

This at Fort Laramie, W. T., on or about the 31st day of August, 1869.

Specification 4—In this, that he, Corporal *Benjamin H. Sheppard*, Company "D," 4th U. S. Infantry, did, without cause or provocation, assault and cut with a knife, one *Louis Schultz*, a citizen in the employ of the beef contractor at Fort Laramie, W. T.

This at Fort Laramie, W. T., on or about the 31st day of August, 1869.

PLEA—To the 1st specification—"Guilty."

To the 2d specification—"Not Guilty."

To the 3d specification—"Not Guilty."

To the 4th specification—"Not Guilty."

To the charge—"Guilty."

FINDING—Of the 1st specification—"Guilty."

Of the 2d specification—except the word "knife," substituting the words "sharp instrument,"—"Guilty."

Of the 3d specification—"Guilty."

Of the 4th specification—"Guilty."

Of the charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private (late Corporal) *Benjamin H. Sheppard*, Company "D," 4th Infantry, "To forfeit to the United States all pay and allowances due or that may become due; to be dishonorably discharged the United States service, and to be confined in such penitentiary or military prison

as the Commanding General of the Department may designate for the period of three years."

7th. Private *William McCormick*, Company "F," 4th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *William McCormick*, Company "F," 4th Infantry, "To forfeit all pay and allowances now due or that may become due; to be confined at hard labor under charge of the guard at the post where his company may be serving for the period of six months, with a ball and chain attached to his left leg, the chain to be six feet long, and the ball to weigh twenty-four pounds; to have the letter "D," one and one-half inches in length indelibly marked on the left hip, and at the expiration of his confinement to be dishonorably discharged the service."

8th. Private *Thomas Drury*, Company "K," 4th Infantry.

CHARGE—"Drunkenness on duty."

PLEA—To the specification—"Guilty," except the words "unable to perform the duties of a soldier."

To the charge—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Thomas Drury*, Company "K," 4th Infantry, "To be confined at hard labor under charge of the post guard for the period of three (3) months."

9th. Private *Cornelius O'Brien*, Company "K," 2d Cavalry.

CHARGE 1—"Drunkenness, in violation of the 45th Article of War."

CHARGE 2—"Violation of the 44th Article of War."

Specification—In this, that *Cornelius O'Brien*, Private Company "K," 2d U. S. Cavalry, having been formed in line with a platoon of his company for the purpose of proceeding on the road to Chug Station as an escort, did quit his platoon without proper authority, and did remain away from it until he was returned to it by Lieutenant *John A. Wanless*, 2d U. S. Cavalry.

This at Fort Laramie, W. T., on or about the night of July 6th, 1869.

CHARGE 3—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that *Cornelius O'Brien*, Private Company "K," 2d U. S. Cavalry, being a member of an escort under the command of 1st Lieutenant *John A. Wanless*, 2d U. S. Cavalry, and having quit said escort without proper authority, and having been ordered to rejoin his platoon by Lieutenant *John A. Wanless*, 2d Cavalry, did behave in a boisterous and disorderly manner, and did threaten Lieutenant *John A. Wanless*, 2d Cavalry, in the following words, to wit:—"I know my duty as a soldier, and yours as an officer, and you can tie me up if you please, but I'll get even with you some day or other," or words to that effect, and when caught hold of by 1st Lieutenant *John A. Wanless*, 2d Cavalry, to be carried to his platoon, did violently push Lieutenant *Wanless* away from him.

This at Fort Laramie, W. T., on the night of the 6th of July, 1869.

PLEA—To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

To the specification, 3d charge—"Not Guilty."

To the 3d charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Cornelius O'Brien*, Company "K," 2d Cavalry, "To forfeit to the United States ten dollars (\$10) of his monthly pay for three months, and to be confined at hard labor under charge of the post guard for the same period."

10th Private *John Watson*, Company "F," 4th Infantry.

CHARGE 1—"Violation of the 6th Article of War."

Specification—In this, that he, Private *John Watson*, Company "F," 4th Infantry, when told by his commanding officer, Brevet Captain *Edward Simonton*, 1st Lieutenant 4th Infantry, commanding detachment 4th U. S. Infantry, at the government lime kiln, that if he, (said *Watson*,) did not perform his duty properly, he would be punished, did use the following contemptuous and disrespectful language to him, (the said Brevet Captain *Edward Simonton*,) viz:—"Well I guess I can stand it, I have but a few months longer to serve anyhow," or words to that effect.

This at the government line kiln, Camp Cold Springs, near Fort Laramie, W. T., on or about the 7th day of August, 1869.

CHARGE 2—"Mutinous conduct, to the prejudice of good order and military discipline."

CHARGE 3—"Offering violence against his superior officer."

CHARGE 4—"Disobeying the lawful commands of his superior officer."

PLEA—"Not Guilty."

FINDING—Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the 1st specification, 2d charge—"Guilty."

Of the 2d specification, 2d charge—"Not Guilty."

Of the 3d specification, 2d charge—"Guilty."

Of the 2d charge—"Guilty."

Of the specification, 3d charge—"Guilty."

Of the 3d charge—"Guilty."

Of the specification, 4th charge—"Guilty."

Of the 4th charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John Watson*, Company "F," 4th Infantry, "To forfeit to the United States all pay and allowances that are now due or that may become due; to be dishonorably discharged from the service of the United States, and to be confined in such military prison as the Commanding General of the Department may designate for the period of five years."

11th. Private *John McGinness*, Company "K," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—Of the specification, 1st charge—"Guilty," except the words "did desert," substituting the words "did absent himself without authority from his company."

Of the 1st charge—"Not Guilty of desertion," but "Guilty of absence without leave."

Of the 1st specification, 2d charge—"Guilty," substituting the word "lose," for the word "steal," and excepting the "articles returned."

Of the 2d specification, 2d charge—"Not Guilty."

Of the 2d charge—"Guilty," except the word "theft," substituting the word "conduct."

SENTENCE—And the Court does therefore sentence him, Private *John McGinness*, Company "K," 2d Cavalry, "To forfeit ten dollars of his monthly pay for three months; to be confined under charge of the guard for the period of one month, and to reimburse the United States the value of the articles lost."

12th. Private *Thomas F. Cahill*, Company "K," 2d Cavalry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

PLEA—To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty," with the exception of the word "steal," substituting "lose," and of the articles returned.

Of the 2d charge—"Guilty," substituting the word "conduct" for the word "theft."

SENTENCE—And the Court does therefore sentence him, Private *Thomas F. Cahill*, Company "K," 2d Cavalry, "To forfeit ten dollars of his monthly pay for three months; to be confined under charge of the guard for the period of one month, and to reimburse the United States the value of the articles lost."

13th. Private *Robert P. Macauley*, Company "K," 2d Cavalry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

PLEA—To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty," substituting the word "lose" for the word "steal," and except the articles returned.

Of the 2d charge—"Guilty," except the word "theft," substituting the word "conduct."

SENTENCE—And the Court does therefore sentence him, Private *Robert P. Macanley*, Company "K," 2d Cavalry, "To forfeit ten dollars of his monthly pay for three months; to be confined under charge of the guard for the period of one month, and to reimburse the United States the value of the articles lost."

II...The proceedings, findings and sentences, in the foregoing cases of Private *Thomas Fagan*, Company "G," and Private *Thomas Drury*, Company "K," both of the 4th Infantry, and Private *Cornelius O'Brien*, Company "K," 2d Cavalry, are approved and confirmed, and the sentence, in each case, will be duly executed, at the post where the company of the prisoner may be serving, by the proper commanding officer.

The proceedings, findings and sentences, in the foregoing cases of Sergeant *William Martinson*, Company "D," Private *John H. Rapine*, Company "F," Private *Peter Williams*, Company "K," and Private *William McCormick*, Company "F," all of the 4th Infantry, are approved and confirmed, and the sentence, in each case, will be duly executed by the proper commanding officer.

Privates *Williams*, *Rapine* and *Martinson*, will be released from confinement.

In the foregoing case of Private *Robert P. Macanley*, Company "K," 2d Cavalry, the proceedings, finding and sentence, are approved, and the sentence will be duly executed, at the post where the company of the prisoner may be serving, by the proper commanding officer. Private *Macanley* will be required to reimburse the United States the value of the following named articles, which were lost by him during his unauthorized absence, viz:—One Sharp's carbine; one sling belt and swivel; one carbine cartridge pouch; one carbine screw driver and brush wiper; one pistol screw driver; one watering bridle; one curry comb and horse brush; one larint and picket pin; one nose bag; one pair of spurs and straps.

The proceedings, finding and sentence, in the foregoing case of Private *Thomas F. Cahill*, Company "K," 2d Cavalry, are approved

and confirmed, and the sentence will be duly executed, at the post where the company of the prisoner may be serving, by the proper commanding officer. Private *Cahill* will be required to reimburse the United States the value of the following articles, which were lost by him during his unauthorized absence, viz:—One horse; one Sharp's carbine; one sling belt and swivel; one carbine cartridge pouch; one sabre belt and plate; one carbine screw driver and brush wiper; one pistol screw driver; one curb bridle, cavalry; one watering bridle; one curry comb and horse brush; one girth; one head halter and strap; one lariat and picket pin; one nose bag; one saddle complete; one horse blanket; one pair spurs and straps; one pair saddle bags.

The proceedings, finding and sentence, in the foregoing case of Private *John McGinness*, Company "K," 2d Cavalry, are approved and confirmed, and the sentence will be duly executed, at the post where the company of the prisoner may be serving, by the proper commanding officer. Private *McGinness* will be required to reimburse the United States the value of the following named articles, which were lost by him during his unauthorized absence, viz:—One Sharp's carbine; one sling belt and swivel; one carbine cartridge pouch; one carbine screw driver; one brush wiper; one pistol screw driver; one watering bridle; one curry comb; one horse brush; one girth; one head halter and strap; one lariat and picket pin; one nose bag; one pair spurs and straps.

In the foregoing case of Private *Thomas J. Hamilton*, Company "F," 4th Infantry, the proceedings, finding and sentence, are approved and confirmed, and the sentence will be duly executed by the proper commanding officer. The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoner, to which place he will be conducted under suitable guard, and turned over to the warden of the penitentiary, with a copy of this order.

The proceedings, finding and sentence, in the foregoing case of Private *Benjamin H. Sheppard*, Company "D," 4th Infantry, are approved, but upon the recommendation of the members of the Court, the sentence is mitigated to read as follows:—

"To forfeit to the United States all pay and allowances now due or that may become due him, except the just dues of the laundress, for the period of one year, and to be confined at hard labor, under



charge of the guard, at the post where his company may be serving, wearing a twenty-four pound ball attached to his left leg, by a chain six feet long, for the same period."

As modified, the sentence will be duly executed by the proper commanding officer.

The proceedings, finding and sentence, in the foregoing case of Private *John Watson*, Company "F," 4th Infantry, are approved, but the sentence is mitigated to read as follows:—

"To forfeit to the United States all pay and allowances now due or that may become due him, except the just dues of the laundress; to be confined at hard labor, under charge of the guard, at the post where his company may be serving, wearing a twenty-four pound ball attached to his left leg, by a chain six feet long, for the period of two years, at the expiration of which, to be dishonorably discharged from the United States service."

As modified, the sentence will be duly executed by the proper commanding officer.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*



## HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, November, 9, 1869.*

GENERAL ORDERS, {  
No. 62. }

Depot and Post Quartermasters in this command will carefully prepare and forward prior to December 10th, 1869, estimates for the Quartermasters Stores and Clothing, Camp and Garrison Equipage, that will probably be needed at their respective stations during the year ending June 30th, 1871.

These estimates should show the strength of the garrison, the quantity of each article required for the year, the quantity on hand at the date of making the estimate, the probable quantity on hand July 1st, 1870, and the quantity to be furnished. They will be made in quadruplicate—and forwarded to the Chief Quartermaster of the Department—one copy of which will be immediately returned with a detailed memorandum of the action taken at these Headquarters.

The classification indicated in Form No. 23, Quartermaster's Department will be observed in making the estimates for Quartermaster's Stores; and that of General Orders No. 102, Headquarters of the Army, 1867, for Clothing, Camp and Garrison Equipage.

It is especially desired that the kind, size, quality, etc., of the articles required, shall be stated in detail, so that needed property only shall be forwarded; and where parts of machinery &c., are required, an accurate and complete description of the same should be given, together with the name of the manufacturer; these data are required for the guidance of officers who may purchase these supplies. Full information and recommendation is also required regarding the method of procuring the supplies, as per General Orders No. 5, Quartermaster General's Office, series of 1868.

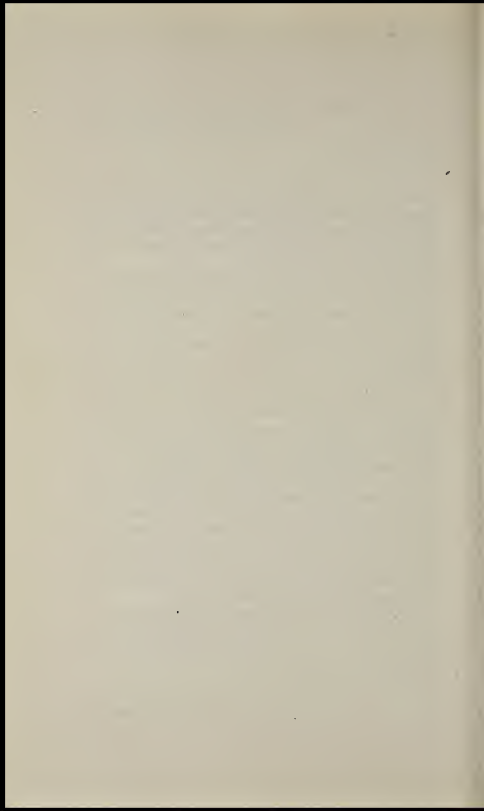
BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*





HEADQUARTERS DEPARTMENT OF THE PLATTE,

Omaha, Nebraska, November 22, 1869.

GENERAL ORDERS, }  
No. 63. }

I...The attention of commanding officers of posts and depots is called to the requirements of Paragraph V, General Orders No. 44, of 1867, from these Headquarters. They will require that no fires of any description be built in or near any stable or warehouse, and will see that their orders to this effect are executed.

Offices located in warehouses will be removed elsewhere for the winter. Reports will be made at once to these Headquarters of the action taken under these orders.

II...The attention of commanding officers is called to General Orders No. 9, and Paragraph I, General Orders No. 53, of 1867, from these Headquarters in the matter of instruction of their troops by drills and recitations.

III...Reports of trains will not be required from December 1st, 1869 to May 1st, 1870.

IV...Officers and troops, while on duty at posts in this Department, will be required to wear the uniform, including full dress, in strict accordance with the General Regulations for the Army.

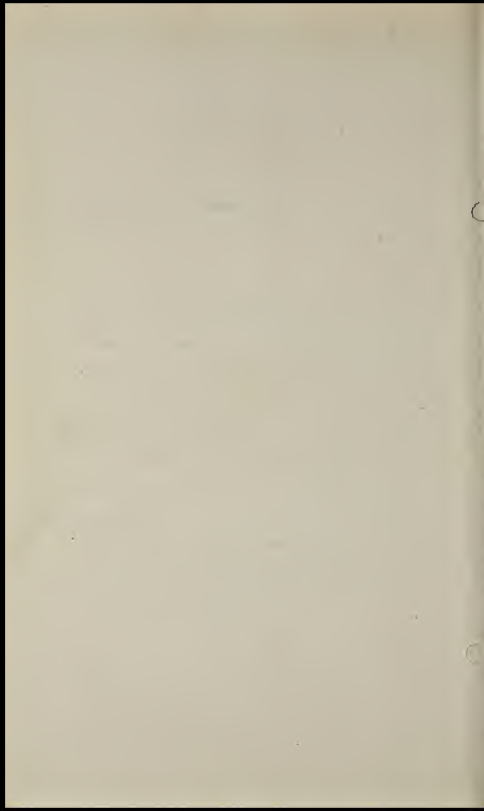
BY COMMAND OF BREVET MAJOR GENERAL AUGER:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*



## G. C. M.

1. Private *Dennis T. Esmond*, Company "B," 4th Infantry.
2. Recruit *James Kenney*, 4th Infantry.
3. Private *Walter Simonson*, Company "B," 4th Infantry.
4. Private *William Plass*, Company "D," 2d Cavalry.
5. Private *William McBeth*, Company "A," 7th Infantry.
6. Private *Theodore Dressler*, Company "B," 4th Infantry.
7. Private *Michael Mahon*, Company "B," 4th Infantry.
8. Farrier *Thomas Martin*, Company "A," 5th Cavalry.
9. Private *Cyrus Milner*, Company "A," 5th Cavalry.
10. Private *William Pierson*, Company "E," 9th Infantry.
11. Private *Isaac Carmichael*, Company "H," 9th Infantry.
12. Private *William H. Chambers*, Company "D," 5th Cavalry.

### HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, December 7, 1869.*

GENERAL ORDERS, }  
No. 64. }

I...Before a General Court Martial which convened at Fort D. A. Russell, W. T., pursuant to Paragraph 1. Special Orders No. 223, current series, from these Headquarters, and of which Brevet Brigadier General *L. P. Bradley*, Lieutenant Colonel 9th Infantry, is President, were arraigned and tried:—

1st. Private *Dennis T. Esmond*, Company "B," 4th Infantry.  
CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Private *Dennis T. Esmond*, Company "B," 4th Infantry, having been duly posted as a sentinel over the haystacks at the Quartermaster's Depot, Fort D. A. Russell, W. T., did lie down on his post and leave his musket on a hay pile.

This on or about the night of the fourth day of November, 1869.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Dennis T. Esmond*, Company "B," 4th Infantry, "To forfeit to the United States ten dollars per month of his monthly pay for three months, and to be confined at hard labor, in charge of the guard at

the post where his company may be serving, for the same period."

2d. Recruit *James Kenney*, 4th Infantry.

CHARGE—"Absence without leave."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Recruit *James Kenney*, 4th Infantry, "To forfeit to the United States ten dollars per month of his monthly pay for three months."

3d. Private *Walter Simonson*, Company "B," 4th Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Leaving his post before being properly relieved."

CHARGE 3—"Losing his arms through neglect."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Walter Simonson*, Company "B," 4th Infantry, "To be confined for six months, in charge of the guard where his company may be serving, at hard labor, wearing a ball weighing twelve pounds attached to his left ankle by a six foot chain; and to forfeit to the United States all pay now due or that may become due, except the just dues of the laundress, during the period of his confinement."

4th. Private *William Plass*, Company "D," 2d Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *William Plass*, Company "D," 2d Cavalry, "To forfeit to the United States all pay due or to become due, except the just dues of the laundress, and to be confined at the post where his company may be serving, for a period of one year, in charge of the post guard; at the expiration of which time to be indelibly marked with the letter "D," one and a half inches long on his left hip; to have his head shaved and bled out of the service."

5th. Private *William McBeth*, Company "A," 7th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private



*William McBeth*, Company "A," 7th Infantry, (late 36th Infantry,) "To be confined at hard labor in charge of the guard where his company may be serving for one year, and to forfeit all pay and allowances for the same period."

6th. Private *Theodore Dressler*, Company "B," 4th Infantry.

CHARGE—"Sleeping on post."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Theodore Dressler*, Company "B," 4th Infantry, "To be confined at hard labor under charge of the guard for the period of sixty days, and to forfeit to the United States twenty dollars of his monthly pay."

The Court is thus lenient in view of the circumstances elicited at the trial, and in consideration of the fact that the prisoner has already been in confinement three months.

7th. Private *Michael Mahon*, Company "B," 4th Infantry.

CHARGE—"Sleeping on post."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Michael Mahon*, Company "B," 4th Infantry, "To be confined at hard labor in charge of the guard for the period of sixty days, and to forfeit to the United States twenty dollars of his monthly pay."

The Court is thus lenient in view of the circumstances elicited at the trial, and in consideration of the fact that the prisoner has already been in confinement three months.

8th. Farrier *Thomas Martin*, Company "A," 5th Cavalry.

CHARGE—"Drunkeness on duty."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Farrier *Thomas Martin*, Company "A," 5th Cavalry, "To be confined at hard labor at the post where his company may be serving for a period of four months, wearing a twelve pound ball attached to his left ankle by a six foot chain for the same period."

9th. Private *Cyrus Milner*, Company "A," 5th Cavalry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In this, that he, Private *Cyrus Milner*, Company "A," 5th Cavalry, having been duly posted as a sentinel in charge of two prisoners, with orders to make them work and not allow them to escape, did neglect his duty by allowing one of them named *Cosage Lopez*, to escape from his charge.

This at Fort D. A. Russell, W. T., on the 23d day of November, 1869.

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Cyrus Milner*, Company "A," 5th Cavalry, "To be confined at hard labor under charge of the guard for five months, and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

10th. Private *William Pierson*, Company "E," 9th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *William Pierson*, Company "E," 9th Infantry, "To be confined at hard labor in charge of the guard, wearing a ball weighing twelve pounds attached to his left ankle by a six foot chain, for the period of eighteen months, and to forfeit to the United States all pay and allowances that are due or may become due except the just dues of the laundress for the same period."

11th. Private *Isaac Carmichael*, Company "H," 9th Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In this, that he, Private *Isaac Carmichael* Company "H," 9th Infantry, having been duly detailed on extra duty in the Quartermaster's Department, did absent himself and fail to do duty on the 22d, 23d and 24th days of November, 1869.

This at Fort D. A. Russell, W. T., on the dates above specified.

PLEA—"Not Guilty."

FINDING—Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty," except being

absent and failing to do duty on the 23d of November, 1869.

Of the 2d charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Isaac Carmichael*, Company "H," 9th Infantry, "To forfeit to the United States fifteen dollars per month of his monthly pay for the period of three months, and to be confined at hard labor in charge of the guard for the period of two months."

12th. Private *William H. Chambers*, Company "D," 5th Cavalry.

CHARGE—"Violation of the 45th Article of War."

Specification—In this, that he, Private *William H. Chambers*, Company "D," 5th Cavalry, having been duly mounted as a member of the guard, did become so drunk as to be totally unfit to perform the duties of a soldier, having to be carried by Corporal *Messetti* and two privates from his quarters, (Company "D.") to the guard-house in an insensible state.

This at the post of Fort D. A. Russell, W. T., on or about the 20th day of November, 1869.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *William H. Chambers*, Company "D," 5th Cavalry, "To be confined at hard labor in charge of the guard for thirty days, fourteen of which to be on bread and water in solitary confinement, the remainder of the term at hard labor."

11...In the foregoing cases of Privates *Dennis T. Esmond* and *Walter Simonson*, both of Company "B," 4th Infantry, Private *William Plass*, Company "D," 2d Cavalry, Private *William McBeth*, Company "A," 7th Infantry, Farrier *Thomas Martin*, Company "D," 5th Cavalry, and Recruit *James Kenney*, 4th Infantry, the proceedings, findings and sentences, are approved and confirmed, and the sentence, in each case, will be duly executed by the proper commanding officer.

In the foregoing cases of Privates *Theodore Dressler* and *Michael Mahon*, both of Company "B," 4th Infantry, Privates *William Pierson* Company "E," and *Isaac Carmichael*, Company "H," both of the 9th Infantry, Privates *Cyrus Milner*, Company "A," and *William H. Chambers*, Company "D," both of the 5th Cavalry, the proceed-

ings, findings and sentences, are approved and confirmed, and the sentence, in each case, will be duly executed at the post where the company of the prisoner may be serving, by the proper commanding officer.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*

## G. C. M.

1. Private *Joshua L. French*, Company "H," 7th Infantry.
2. Private *Jesse Chace*, Company "H," 7th Infantry.
3. Private *James McPherson*, Company "E," 7th Infantry.
4. Private *Peter Urick*, Company "D," 2d Cavalry.
5. Private *Dennis Meagher*, Company "E," 7th Infantry.
6. Private *Hugh McClune*, Company "D," 2d Cavalry.
7. *Charles Debergh*, civilian employee, Q. M. D.
8. Private *John Maloney*, Company "D," 2d Cavalry.
9. Private *John Read*, Company "K," 7th Infantry.
10. Private *Edward Sullivan*, Company "H," 7th Infantry.
11. Private *Charles Hendricks*, Company "H," 7th Infantry.
12. Private *Thomas Stanton*, Company "E," 7th Infantry.

HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha, Nebraska, December 13, 1869.*

GENERAL ORDERS, }  
No. 65. }

1...Before a General Court Martial which convened at Fort Bridger, W. T., pursuant to Paragraph 2, Special Orders No. 225, current series, from these Headquarters, and of which Brevet Major *D. S. Gordon*, Captain 2d Cavalry, is President, were arraigned and tried:—

1st. Private *Joshua L. French*, Company "H," 7th Infantry.

CHARGE—"Sleeping on post, in violation of the 46th Article of War."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Joshua L. French*, Company "H," 7th Infantry, "To be confined at hard labor in charge of the guard, at the post where his company may be serving, for the period of four months."

2d. Private *Jesse Chace*, Company "H," 7th Infantry.

CHARGE—"Violation of the 46th Article of War—leaving his post."

PLEA—"Not Guilty."

FINDING—"Not Guilty."

And the Court does therefore acquit him, Private *Jesse Chace*, Company "H," 7th Infantry.

3d. Private *James McPherson*, Company "E," 7th Infantry.

CHARGE—"Absence without leave."

PLEA—"To the 1st specification—"Guilty."

To the 2d specification—"Not Guilty."

To the charge—"Guilty,"

FINDING—Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty," but attach no criminality thereto.

Of the charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *James McPherson*, Company "E," 7th Infantry, "To be confined at hard labor in charge of the guard for the period of one month, at the post where his company may be serving."

4th. Private *Peter Urick*, Company "D," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Peter Urick*, Company "D," 2d Cavalry, "To forfeit all pay and allowances due him at date of execution of sentence; to be indelibly marked with a letter "D," two inches long on his left hip, ten days thereafter to be dishonorably discharged the service; to have his head shaved, and to be bugled out of the garrison where his company may be serving."

5th. Private *Dennis Meagher*, Company "E," 7th Infantry.

CHARGE—"Absence without leave."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Dennis Meagher*, Company "E," 7th Infantry, "To be reprimanded by his company commander in the presence of his company."

6th. Private *Hugh McClune*, Company "D," 2d Cavalry.

CHARGE—"Drunkenness on duty."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Hugh McClune*, Company "D," 2d Cavalry, "To be confined in charge of the guard for the period of one month, (thirty days,) every alternate day in solitary confinement on bread and water."

7th. *Charles Debergh*, civilian employee, Q. M. D.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification 1—In this, that he, the said *Charles Debergh*, citizen teamster in the military service of the United States, did steal one mule, the property of the United States.

This at or near Miners Delight, Wyoming Territory, on or about the 1st of November, 1869.

Specification 2—In this, that he, the said *Charles Debergh*, citizen teamster in the military service of the United States, did expose for sale, and did sell one mule, the property of the United States.

This at or near South Pass City, Wyoming Territory, on or about the 1st day of November, 1869.

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, *Charles Debergh*, civilian employee, Q. M. D., "To be confined in such penitentiary as the Commanding General of the Department may designate for the period of five (5) years."

8th. Private *John Maloney*, Company "D," 2d Cavalry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this, that Private *John Maloney*, Company "D," 2d Cavalry, did sell, lose, destroy or otherwise dispose of one pair of metallie scales and one pair of cross sabres, the property of the United States.

This while *en route* from Carlisle Barracks, Pa., to Fort Bridger, W. T., between the 4th and 10th of October, 1869.

Specification 2—In this, that Private *John Maloney*, Company "D," 2d Cavalry, did refuse to obey the lawful order of Lieutenant *F. M. Fisher*, 23d Infantry, his superior officer, when ordered to turn over certain government property to Recruit *George Yager*, 8th Cavalry.

This at or near Bryan, W. T., on or about the 10th day of October, 1869.

PLEA—"Not Guilty."

The prosecution here entered a *nolle prosequi*, and the case was dismissed without further action by the Court.

9th. Private *John Read*, Company "K," 7th Infantry.

CHARGE—"Violation of the 46th Article of War."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John Read*, Company "K," 7th Infantry, "To forfeit ten dollars of his monthly pay for three months, and to be confined for the same period under charge of the guard at the post where his company may be serving."

10th. Private *Edward Sullivan*, Company "H," 7th Infantry.

CHARGE 1—"Willful absence without leave."

CHARGE 2—"Disobedience of orders."

PLEA—To the specification, 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Edward Sullivan*, Company "H," 7th Infantry, "To forfeit ten dollars a month of his pay for three months."

11th. Private *Charles Hendricks*, Company "H," 7th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Charles Hendricks*, Company "H," 7th Infantry, "To forfeit to the United States all pay and allowances due him at date of promulgation of sentence; to have the letter "D," two inches long indelibly marked on the left hip, and ten days thereafter to be dishonorably discharged; to have his head shaved and to be drummed out of the service at the post where his company may be serving."

12th. Private *Thomas Stanton*, Company "E," 7th Infantry.

CHARGE—"Sleeping on post as a sentinel."



PLEA—"Not Guilty."

FINDING—"Not Guilty."

And the Court does therefore acquit him, Private *Thomas Stanton*, Company "E," 7th Infantry.

11...In the foregoing cases of Privates *Jesse Chace*, Company "H," and *Thomas Stanton*, Company "E," both of the 7th Infantry, the proceedings, findings and acquittals, are approved and confirmed.

Privates *Chace* and *Stanton* will be released from confinement.

In the foregoing cases of Privates *Edward Sullivan* and *Charles Hendricks*, Company "H," Private *James McPherson*, Company "E," Private *John Read*, Company "K," all of the 7th Infantry, and Private *Peter Urick*, Company "D," 2d Cavalry, the proceedings, findings and sentences, are approved and confirmed, and the sentence, in each case, will be duly executed by the proper commanding officer.

The proceedings in the foregoing case of Private *John Maloney*, Company "D," 2d Cavalry, are approved and confirmed. Private *Maloney* will be released from confinement.

The proceedings, finding and sentence, in the foregoing case of Private *Hugh McClure*, Company "D," 2d Cavalry, are approved and confirmed, and the sentence will be duly executed, at the post where the company of the prisoner may be serving, by the proper commanding officer.

In the foregoing case of Private *Dennis Meagher*, Company "E," 7th Infantry, the proceedings, finding and sentence, are approved, and the sentence will be carried into effect. The commanding officer Company "E," 7th Infantry, is charged with the execution of this order.

In the foregoing case of Private *Joshua L. French*, Company "H," 7th Infantry, the proceedings, finding and sentence, are approved, but upon the recommendation of the members of the Court, based upon the former good character of the prisoner, and in consideration of the long confinement already borne by him, the sentence is remitted. Private *French* will be restored to duty.

In the foregoing case of *Charles Debergh*, civilian employee in the Q. M. D., the proceedings, finding and sentence, are approved and confirmed, and the sentence will be duly executed by the proper commanding officer.

The penitentiary at Madison, Iowa, is designated as the place of

confinement for the prisoner, to which place he will be conducted under suitable guard, with a copy of this order.

III...The General Court Martial convened at Fort Laramie, W. T., pursuant to Paragraph 1, Special Orders No. 190, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *R. P. McKibbin*, Captain 4th Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*

## HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, December, 17, 1869.*

GENERAL ORDERS, 1  
No. 66. }

I...In accordance with instructions from the Lieutenant General Commanding the Military Division, the military reservation of Fort Bridger is reduced to an area of four square miles, with description as follows:—

Commencing at the east corner of the new cemetery on the bluff, one mile S. S. E. of the fort; thence running due north two miles and  $121\frac{1}{2}$  feet to a point on the bluff just beyond Black's Fork; thence due west one mile; thence due south four miles; thence easterly to a point one mile and  $5158\frac{1}{2}$  feet south of the initial point; thence due north to the initial point. The corners and intermediate miles are indicated by wooden posts marked U. S. M. R.

The variation of the compass at the date of survey, (October 1869,) was  $17^{\circ} 17'$  East.

II...The reservations of Fort McPherson, Neb., and Camp Douglas, Utah, are hereby announced as follows, viz:—

### FORT MCPHERSON,

Commencing at a point one mile due south of the flag staff in the center of the parade ground; thence two (2) miles due east; thence due north to the north bank of the Platte River; thence westerly along said north bank to the meridian two miles west of the flag staff; thence south along said meridian until it strikes the parallel, one mile south of said flag staff; thence east along said parallel to the point of beginning.

### CAMP DOUGLAS,

Beginning at a point one mile due west of the flag staff; thence one mile north; thence two miles east; thence two miles south; thence two miles west; thence one mile north to the point of beginning.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*

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HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha, Nebraska, December 23, 1869.*

GENERAL ORDERS, }  
No 67. }

The unexecuted portion of the sentence of General Court Martial, awarded First Lieutenant *W. S. Matson*, 9th Infantry, and promulgated in General Orders No. 59, current series, from these Headquarters, is hereby remitted.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:  
GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*



## G. C. M.

1. Private *William Seaman*, Company "D," 7th Infantry.
2. Private *Paul Lynch*, Company "I," 7th Infantry.
3. Private *James Noonan*, Company "I," 7th Infantry.
4. Private *Michael O'Neil*, Company "I," 7th Infantry.
5. Corporal *James Earley*, Company "I," 7th Infantry.
6. Corporal *Bernhard Beliche*, Company "D," 7th Infantry.
7. Private *James Carmody*, Company "B," 7th Infantry.
8. Sergeant *Charles Ebert*, Company "B," 7th Infantry.

### HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, January 10, 1870.*

#### GENERAL ORDERS, } No. 1. }

I..Before a General Court Martial which convened at Fort Fred. Steele, W. T., pursuant to Paragraph 1, Special Orders No. 237, series of 1859, from these Headquarters, and of which Brevet Major *A. A. Cole*, Captain 7th Infantry, is President, were arraigned and tried:—

1st. Private *William Seaman*, Company "D," 7th Infantry.

CHARGE—"Absence without leave."

PLEA—"Not Guilty."

FINDING—"Not Guilty."

And the Court does therefore acquit him, Private *William Seaman*, Company "D," 7th Infantry.

2d. Private *Paul Lynch*, Company "I," 7th Infantry.

CHARGE 1—"Violation of the 45th Article of War."

Specification—In this, that he, Private *Paul Lynch*, of Company "I," 7th Infantry, being a member of the guard to wagon train with forage and rations for a scouting party, which had about two days since been attacked by Indians, did become so much under the influence of intoxicating liquor as to render himself incapable of performing the duties of a soldier.

CHARGE 2—"Violation of the 38th Article of War."

Specification—In this, that he, Private *Paul Lynch*, of Company "I," 7th Infantry, did, through neglect, lose his musket, (a Spring-

field B. L. R.,) and forty rounds of ammunition, delivered out to him to be employed in the service of the United States.

All this while on duty as a member of the guard to wagon train, and in an Indian country, at or near Rawlings, W. T., on or about the 18th day of September, 1869.

CHARGE 3—"Absence without leave."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Paul Lynch*, Company "I," 7th Infantry, "To be confined at hard labor in charge of the post guard for the period of six months, and to forfeit to the United States twelve dollars per month of his monthly pay for the same period."

3d. Private *James Noonan*, Company "I," 7th Infantry.

CHARGE 1—"Violation of the 45th Article of War."

Specification—In this, that he, Private *James Noonan*, of Company "I," 7th Infantry, being a member of the guard to wagon train, with forage and rations for a scouting party, did become so much under the influence of intoxicating liquor as to render himself incapable of performing the duties of a soldier.

All this in an Indian country, at or near Rawlings, W. T., on or about the 18th day of September, 1869.

CHARGE 2—"Violation of the 38th Article of War."

Specification—In this, that he, Private *James Noonan*, of Company "I," 7th Infantry, did, through neglect, lose his musket, (a Springfield B. L. R.,) and eighty rounds of ammunition, delivered out to him to be employed in the service of the United States.

All this while on duty as member of the guard to wagon train, and in an Indian country, at or near Rawlings, W. T., on or about the 18th day of September, 1869.

CHARGE 3—"Absence without leave."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *James Noonan*, Company "I," 7th Infantry, "To be confined at hard labor under charge of the post guard for the period of six (6) months, and to forfeit to the United States twelve dollars of his monthly pay for the same period."



4th. Private *Michael O'Neil*, Company "I," 7th Infantry.

CHARGE—"Quitting his post before being regularly relieved, in violation of the 46th Article of War."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Michael O'Neil*, Company "I," 7th Infantry, "To be confined at hard labor under charge of the post guard for the period of four months, wearing a twelve pound ball attached to his left leg by a chain three feet long, and to forfeit to the United States eight dollars per month of his monthly pay for the same period."

5th. Corporal *James Earley*, Company "I," 7th Infantry.

CHARGE 1—"Disobedience of orders."

CHARGE 2—"Conduct prejudicial to good order and military discipline."

SPECIFICATION—In this, that the aforesaid Corporal *James Earley*, Company "I," 7th Infantry, when asked by 1st Lieutenant *James H. Spencer*, 4th Infantry, if he told Sergeant *O'Connor* to have the wagons loaded, did reply he did, and when told by Sergeant *O'Connor* he did not, did reply, "I did, what is the use of your lying about it," or words to that effect.

This at Fort Fred. Steele, W. T., on or about the 25th of November, 1869.

PLEA—To the specification, 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification, 2d charge—"Guilty to the facts set forth in the specification."

To the 2d charge—"Not Guilty."

FINDING—Of the specification, 1st charge—"Guilty," except the words "two wagons," and inserting therefor "one wagon."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty."

Of the 2d charge—"Not Guilty."

SENTENCE—And the Court does therefore sentence him, Corporal *James Earley*, Company "I," 7th Infantry, "To be publicly reprimanded in General Orders."

6th. Corporal *Bernhard Belicke*, Company "D," 7th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that Corporal *Bernhard Belicke*, Company "D," 7th Infantry, did become drunk and disorderly in his company quarters, and endeavor to pull down the company stove.

Specification 2—In this, that Corporal *Bernhard Belicke*, Company "D," 7th Infantry, when ordered to desist by Sergeant *Oscar Juretzki*, of Company "D," 7th Infantry, did reply in a contemptuous manner and in German, "You have nothing to do with me, and may kiss my \*," or words to that effect.

All this at Fort Fred. Steele, Wyoming Territory, on or about the 26th day of November, 1869.

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Corporal *Bernhard Belicke*, Company "D," 7th Infantry, "To be reduced to the rank of a private soldier for the period of one month."

7th. Private *James Carmody*, Company "B," 7th Infantry.

CHARGE—"Disobedience of orders."

PLEA—"Not Guilty."

FINDING—Of the specification—"Guilty," except that part which alleges the striking of Private *George Pierson*, Company "I," 7th Infantry, and of refusing to obey Sergeant *O'Connor's* order, and of that portion "Not Guilty."

Of the charge—"Not Guilty," but "Guilty of conduct to the prejudice of good order and military discipline."

SENTENCE—And the Court does therefore sentence him, Private *James Carmody*, Company "B," 7th Infantry, "To be confined at hard labor in charge of the post guard for the period of one month, and to forfeit twelve dollars per month, to the United States, of his monthly pay for one month."

8th. Sergeant *Charles Egert*, Company "B," 7th Infantry.

CHARGE 1—"Violation of the 45th Article of War."

Specification—In this, that he, Sergeant *Charles Egert*, Company "B," 7th Infantry, while in charge of the camp of the mounted detachment, did become so much under the influence of intoxicating liquor as to be unfit to perform his duties.

This at Fort Fred. Steele, W. T., on or about the 16th day of September, 1869.

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Sergeant *Charles Egert*, Company "B," 7th Infantry, while under the influence of intoxicating liquor, did disgrace his rank in the presence of enlisted men of the post by racing and beating his horse through camp in a most shameful and disgraceful manner until arrested by 2d Lieutenant *R. W. Cummins*, 7th Infantry, officer of the day.

All this at Fort Fred. Steele, W. T., on or about the 16th day of September, 1869.

#### Additional Charges.

CHARGE 1—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Sergeant *Charles Egert*, Company "B," 7th Infantry, (temporarily attached to mounted detachment of post,) having been regularly placed in arrest for drunkenness on duty, by the officer of the day, 2d Lieutenant *R. W. Cummins*, 7th Infantry, he acting under the orders of the commanding officer, Captain *Charles C. Rawen*, 7th Infantry, did break his arrest and go to the town of Rawlings, a distance of about sixteen miles from the post.

This at Fort Fred. Steele, W. T., on or about the 10th day of November, 1869.

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

CHARGE 3—"Desertion."

PLEA—To the specification, 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

#### Additional Charges.

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

To the specification, 3d charge—"Not Guilty."

To the 3d charge—"Not Guilty."

FINDING—Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty."

Of the 2d charge—"Guilty."

Additional Charges.

Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty," except the words "two Remington pistols," and inserting therefor "one Remington pistol."

Of the 2d charge—"Guilty."

Of the specification, 3d charge—"Guilty."

Of the 3d charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Sergeant *Charles Egert*, Company "B," 7th Infantry, "To be reduced to the rank of a private soldier; to forfeit to the United States all pay and allowances that are now or may become due him; to be indelibly marked with the letters "D," "T," on his left hip, one and a half inches long, and to be dishonorably discharged and drummed out of the service of the United States."

II...In the foregoing case of Private *William Seaman*, Company "D," 7th Infantry, the proceedings, finding and acquittal, are approved. Private *Seaman* will be restored to duty.

In the foregoing cases of Privates *James Noonan* and *Paul Lynch*, both of Company "I," and Private *James Carmody*, Company "B," all of the 7th Infantry, the proceedings, findings and sentences, are approved and confirmed, and the sentence, in each case, will be duly executed, at the post where the company of the prisoner may be serving, by the proper commanding officer.

In the foregoing case of Private *Michael O'Neil*, Company "I," 7th Infantry, the proceedings, finding and sentence, are approved; but, upon the recommendation of all the members of the Court, based on the former good character of the accused, and the mitigating circumstances of the case, the sentence is remitted. Private *O'Neil* will be released from confinement.

The attention of the commanding officer of Fort Fred. Steele, is called to the loose manner in which guard duty has been performed

at that post: when such remissness is shown, it cannot fail to result in trouble to all concerned.

In the foregoing case of Corporal *James Earley*, Company "I," 7th Infantry, the proceedings and findings are approved. The sentence is disapproved, as being inadequate to the offence. It is surprising that a Court should sentence, to a simple reprimand, an enlisted man guilty of disobeying an order twice given him. Corporal *Earley* will be released from arrest.

In the foregoing case of Corporal *Bernhard Belicke*, Company "D," 7th Infantry, the proceedings and findings are approved. The sentence is disapproved, as being without precedent; having the effect, as it would, of restoring a private to the rank of corporal after the expiration of a month. Corporal *Belicke* will be released from arrest.

In the foregoing case of Sergeant *Charles Egert*, Company "B," 7th Infantry, the proceedings, finding and sentence, are disapproved. The record shows that the Court met at 8.30 A. M., December 18th, 1869, which, as no authority from these Headquarters is shown, is a fatal error. See *Holt's Digest*, 3d Edition, Par. 20, Record IV. Sergeant *Egert* will be restored to duty.

III...The General Court Martial convened at Fort Fred Steele, W. T., pursuant to Paragraph 1, Special Orders No. 237, series of 1869, from these Headquarters, and of which Brevet Major *A. A. Cole*, Captain 7th Infantry, is President, is hereby dissolved.

IV...The General Court Martial convened at Fort Bridger, W. T., pursuant to Paragraph 2, Special Orders No. 225, series of 1869, from these Headquarters, and of which Brevet Major *D. S. Gordon*, Captain 2d Cavalry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Bvt. Lieut. Col. U. S. A.*

*Aide-de-Camp.*

The first part of the paper discusses the importance of the study of the history of the United States. It is argued that a knowledge of the past is essential for a full understanding of the present. The author then proceeds to a detailed examination of the various factors which have shaped the development of the United States, from the early years of settlement to the present day. This includes a discussion of the role of the individual, the influence of the environment, and the impact of the various social and economic forces which have acted upon the country. The author concludes by emphasizing the need for a continued study of the past, not only for the sake of knowledge, but also for the purpose of guiding the future of the nation.

## G. C. M.

### OMAHA BARRACKS.

1. Private *John Tait*, Company "L," 5th Cavalry.
2. Private *William Casick*, Company "E," 2d Cavalry.
3. Private *Thomas F. Cahill*, Company "K," 2d Cavalry.
4. Private *Alfred Montholon*, Company "C," 2d Cavalry.
5. Private *John Bock*, late Company "D," 30th Infantry.
6. Recruit *Francis Florent*, 2d Cavalry.
7. Private *Henry Pierce*, Company "K," 4th Infantry.
8. Musician *William Kreiger*, Company "G," 7th Infantry.
9. Musician *Henry Miller*, Company "C," 7th Infantry.
10. Sergeant *Robert P. Barbour*, Company "K," 2d Cavalry.

### FORT D. A. RUSSELL.

1. Private *George Roberts*, Company "G," 5th Cavalry.
2. Private *James Smith*, Company "D," 5th Cavalry.
3. Private *Dennis Murphy*, Company "I," 9th Infantry.

### FORT LARAMIE.

1. Private *John Glynn*, Company "G," 4th Infantry.
2. Private *Christopher Duffy*, Company "D," 4th Infantry.

## HEADQUARTERS DEPARTMENT OF THE PLATTE,

*Omaha, Nebraska, January 14, 1870.*

GENERAL ORDERS, }  
No. 2. }

1..Before a General Court Martial which convened at Omaha Barracks, Neb., pursuant to Paragraph 2, Special Orders No. 239, series of 1869, from these Headquarters, and of which Brevet Colonel *James S. Brislin*, Major 2d Cavalry, is President, were arraigned and tried:—

1st. Private *John Tait*, Company "L," 5th Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John Tait*, Company "L," 5th Cavalry, "To forfeit to the United States all pay and allowances now due or that may become due; to

be confined at hard labor under charge of the guard for the period of one year, and at the end of that time to be drummed out of the United States service."

2d. Private *William Cusick*, Company "E," 2d Cavalry.

CHARGE—"Violation of the 43th Article of War."

Specification 1—In, that Private *William Cusick*, Company "E," 2d Cavalry, did appear at stable call on the afternoon of the 27th day of September, 1869, so drunk as to be unable to perform his duties.

This at Fort D. A. Russell, W. T., on the 27th day of September, 1869.

Specification 2—In, that Private *William Cusick*, Company "E," 2d Cavalry, did, on the afternoon of the 30th day of September, 1869, become so drunk as to be unable to get out of his quarters to attend stable call.

This at Fort D. A. Russell, W. T., on or about the afternoon of the 30th day of September, 1869.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *William Cusick*, Company "E," 2d Cavalry, "To be confined at hard labor under charge of the guard for the period of two months."

3d. Private *Thomas F. Cahill*, Company "K," 2d Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Thomas F. Cahill*, Company "K," 2d Cavalry, "To forfeit to the United States all pay and allowances now due or that may become due; to be confined at hard labor under charge of the guard for the period of one year, and at the end of that time to have his head shaved and be drummed out of the United States service."

4th. Private *Alfred Montholon*, Company "C," 2d Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In, that Private *A. Montholon*, Company "C," 2d Cavalry, being a prisoner in custody of a sentinel, and awaiting trial



by a General Court Martial, did attempt to run away and escape from said sentinel, when he was pursued, captured and brought back.

This at Omaha Barracks, Neb., on or about November 28th, 1869.

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *A. Montholon*, Company "C," 2d Cavalry, "To forfeit to the United States fifteen dollars per month of his monthly pay for three months."

5th. Private *John Bock*, late Company "D," 30th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John Bock*, late Company "D," 30th Infantry, "To forfeit to the United States all pay and allowances now due or that may become due; to be confined at hard labor under charge of the guard for the period of one year, and at the end of that time to be drummed out of the United States service."

6th. Recruit *Francis Florent*, 2d Cavalry.

CHARGE—"Desertion."

PLEA—To the specification—"Not Guilty," but "Guilty of absence without leave."

To the charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Unassigned Recruit *Francis Florent*, 2d Cavalry, "To forfeit to the United States fifteen dollars per month of his monthly pay for three months, and to be confined at hard labor under charge of the guard for the same period."

7th. Private *Henry Pierce*, Company "K," 4th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Henry Pierce*, Company "K," 4th Infantry, "To forfeit to the United States all pay and allowances now due or that may become due; to be confined at hard labor under charge of the guard for the period

of six months, and at the end of that time to have his head shaved and be drummed out of the United States service."

8th. Musician *William Kreiger*, Company "G," 7th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Musician *William Kreiger*, Company "G," 7th Infantry, "To forfeit to the United States all pay and allowances now due or that may become due; to be confined at hard labor under charge of the guard for the period of six months, and at the end of that time to have his head shaved and be drummed out of the United States service."

9th. Musician *Henry Miller*, Company "C," 7th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Musician *Henry Miller*, Company "C," 7th Infantry, "To forfeit to the United States all pay and allowances now due or that may become due; to be confined at hard labor under charge of the guard for the period of six months, and at the expiration of that time to have his head shaved and be drummed out of the United States service."

10th. Sergeant *Robert P. Barbour*, Company "K," 2d Cavalry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In, that Sergeant *Robert P. Barbour*, Company "K," 2d Cavalry, did without proper authority, take from the camp of Company "K," 2d Cavalry, one horse; one saddle; one horse blanket; one curb bridle, and one head halter and strap, the property of the United States, and for which Captain *James Egan*, 2d Cavalry, is responsible, and that he, Sergeant *Robert P. Barbour*, Company "K," 2d Cavalry, did not return the above named property.

This at camp near Fort McPherson, Neb., on or about the 22d day of November, 1869.

PLEA—"Not Guilty."

FINDING—"Not Guilty."

And the Court does therefore acquit him, Sergeant *Robert P. Barbour*, Company "K," 2d Cavalry.

11...In the foregoing cases of Private *William Cusick*, Company "E," and Recruit *Francis Florent*, both of the 2d Cavalry, the proceedings, findings and sentences, are approved and confirmed, and the sentence, in each case, will be duly executed at the post where the company of the prisoner may be serving, by the proper commanding officer.

In the foregoing cases of Private *John Tait*, Company "L," 5th Cavalry, Private *Thomas F. Cahill*, Company "K," 2d Cavalry, Private *Henry Pierce*, Company "K," 4th Infantry, Private *John Bock*, late Company "D," 30th Infantry, Musician *Henry Miller*, Company "C," 7th Infantry, and Musician *William Kreiger*, Company "G," 7th Infantry, the proceedings, findings and sentences, are approved and confirmed, and the sentence, in each case, will be duly executed.

Omaha Barracks, Neb., is designated as the place of confinement.

The proceedings, finding and sentence, in the case of Private *Alfred Montholon*, Company "C," 2d Cavalry, are approved and confirmed, but the sentence is mitigated to read as follows:—

"To forfeit to the United States fifteen dollars per month of his monthly pay for one month."

The sentence, as modified, will be duly executed by the proper commanding officer.

In the case of Sergeant *Robert P. Barbour*, Company "K," 2d Cavalry, the testimony appears uncertain in its bearings, apparently from want of explanation by the witnesses, which explanation should have been elicited by questions before the Court, and placed upon record. The proceedings and finding, are therefore disapproved; Sergeant *Barbour* will be restored to duty.

III...Before a General Court Martial which convened at Fort D. A. Russell, W. T., pursuant to Paragraph 1, Special Orders No. 223, series of 1869, from these Headquarters, and of which Brevet Brigadier General *L. P. Bradley*, Lieutenant Colonel 9th Infantry, is President, were arraigned and tried:—

1st. Private *George Roberts*, Company "G," 5th Cavalry.

CHARGE 1—"Violation of the 50th Article of War."

Specification—In this, that Private *George Roberts*, Company "G," 5th Cavalry, did on the evening of the 27th day of October, 1869, quit his guard without permission from proper authority.

This at Sidney Station, Neb., on or about the hour of 8 P. M., of the 27th day of October, 1869.

CHARGE 2—"Absence without leave."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *George Roberts*, Company "G," 5th Cavalry, "To forfeit to the United States ten dollars per month of his monthly pay for three months, and to be confined at hard labor at the post where his company may be serving for the same period."

2d. Private *James Smith*, Company "D," 5th Cavalry.

CHARGE—"Violation of the 48th Article of War."

Specification—In this, that he, Private *James Smith*, Company "D," 5th Cavalry, being a member of the guard, duly posted as a sentinel on No. 4, in front of the cavalry stables, did quit his post and shelter himself in the stables of Company "A," 5th Cavalry, search being found necessary by the officer of the day, to ascertain his whereabouts.

All this at Fort D. A. Russell, W. T., on the morning of the 29th November, 1869, between the hours of 12 and 1 o'clock A. M.

PLEA—To the specification—"Guilty."

To the charge—"Not Guilty."

FINDING—Of the specification—"Guilty," but attach no criminality thereto.

Of the charge—"Not Guilty."

And the Court does therefore acquit him, Private *James Smith*, Company "D," 5th Cavalry.

3d. Private *Dennis Murphy*, Company "I," 9th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that Private *Dennis Murphy*, Company "I," 9th Infantry, being in a drunken condition, did seize with both his hands, his commanding officer, Brevet Major *Frederick Mears*, Captain 9th Infantry, whilst he, the said commanding officer, was in the execution of his duty.

All this at Sidney Station, Neb., on or about the 20th day of September, 1869.

PLEA—To which charge and specification the accused pleaded

"In bar of trial, that he had been tried, convicted and punished for the same offence prior to this arraignment."

After maturely considering the evidence brought forward in support of the plea of the accused, the Court is of opinion that as the prisoner has been tried once for "Conduct to the prejudice of good order and military discipline," and the specification under said charge was the same as to date as these hereto appended, that the plea of the prisoner is valid.

The case is therefore dismissed without farther action by the Court.

IV...The proceedings, finding and sentence, in the foregoing case of Private *George Roberts*, Company "G," 5th Cavalry, are approved and confirmed, and the sentence will be duly executed by the proper commanding officer.

The proceedings, finding and acquittal, in the foregoing case of Private *James Smith*, Company "D," 5th Cavalry, are approved. Private *Smith* will be restored to duty.

In the case of Private *Dennis Murphy*, Company "I," 9th Infantry, the proceedings and action of the Court are approved and confirmed.

V...Before a General Court Martial which convened at Fort Laramie, W. T., pursuant to Paragraph 2, Special Orders No. 240, series of 1869, from these Headquarters, and of which Brevet Lieutenant Colonel *R. P. McKibbin*, Captain 4th Infantry, is President, were arraigned and tried:—

1st Private *John Glynn*, Company "G," 4th Infantry.

CHARGE 1—"Disobedience of orders."

CHARGE 2—"Neglect of duty."

CHARGE 3—"Conduct to the prejudice of good order and military discipline."

Specification:—In this, that he, Private *John Glynn*, (late Sergeant,) Company "G," 4th Infantry, while commanding the guard, did enter the prison room after "Retreat," and did remain sitting there conversing in a familiar manner with the prisoners, for some thirty minutes, more or less, and while in there did permit several prisoners to walk out to the sinks without any guard whatsoever, thereby allowing one of the prisoners, *Patrick Duffy*, Company "F," 4th Infantry, to escape.

This at Fort Laramie, W. T., on or about the 11th day of November, 1869.

PLEA—"Not Guilty."

FINDING—Of the specification, 1st charge—"Guilty," by striking out all after the word "whatever."

Of the 1st charge—"Not Guilty."

Of the specification, 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

Of the specification, 3d charge—"Guilty," except the words "sitting"—"in a familiar manner"—"thirty"—"more or less"—"several prisoners"—"thereby allowing one of the prisoners, *Patrick Duffy*, Company "F," 4th Infantry, to escape,"—and inserting in the place of "several prisoners" the words "one prisoner."

Of the 3d charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John Glynn*, Company "G," 4th Infantry, "To forfeit to the United States twelve dollars of his monthly pay for two months."

2d. Private *Christopher Duffy*, Company "D," 4th Infantry.

CHARGE 1—"Sleeping on post."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that Private *Christopher Duffy*, Company "D," 4th Infantry, being a member of the post guard, and having been posted as a sentinel on No. 2 post, in rear of the guard-house, did, before he was properly relieved, place his musket against the guard-house wall out of his hands, and seat himself at one corner of the building, in which position he was found asleep by the "Grand Rounds," made about one o'clock A. M., November 23d, 1869, thereby offering an opportunity to the prisoners confined in the guard-house under his charge to escape.

This at Fort Laramie, W. T., on or about one o'clock A. M., November 23d, 1869.

PLEA—To the specification, 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification, 2d charge—"Guilty," except the words "found asleep"—"thereby offering an opportuni-

ty to the prisoners confined in the guard-house under his charge to escape."

To the 2d charge—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Christopher Duffy*, Company "D," 4th Infantry, "To forfeit to the United States ten dollars of his monthly pay for the period of three months, and to be confined at hard labor under charge of the guard for the same period."

VI...The proceedings, finding and sentence, in the foregoing case of Private *John Glynn*, Company "G," 4th Infantry, are approved and confirmed, and the sentence will be duly executed by the proper commanding officer.

The proceedings, finding and sentence, in the foregoing case of Private *Christopher Duffy*, Company "D," 4th Infantry, are approved and confirmed, but owing to the peculiar nature of the evidence, taken in connection with the statement of the accused, the sentence is mitigated to read as follows:—

"To be confined at hard labor under charge of the guard, at the post where his company may be serving, for the period of two months, and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

As modified, the sentence will be duly executed by the proper commanding officer.

VII...The General Court Martial convened at Fort Laramie, W. T., pursuant to Paragraph 2, Special Orders No 240, series of 1869, from these Headquarters, and of which Brevet Lieutenant Colonel *R. P. McKibbin*, Captain 4th Infantry, is President, is hereby dissolved.

VIII...The General Court Martial convened at Fort McPherson, Neb., pursuant to Paragraph 1, Special Orders No. 163, series of 1869, from these Headquarters, and of which Brevet Major General *J. H. King*, Colonel 9th Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

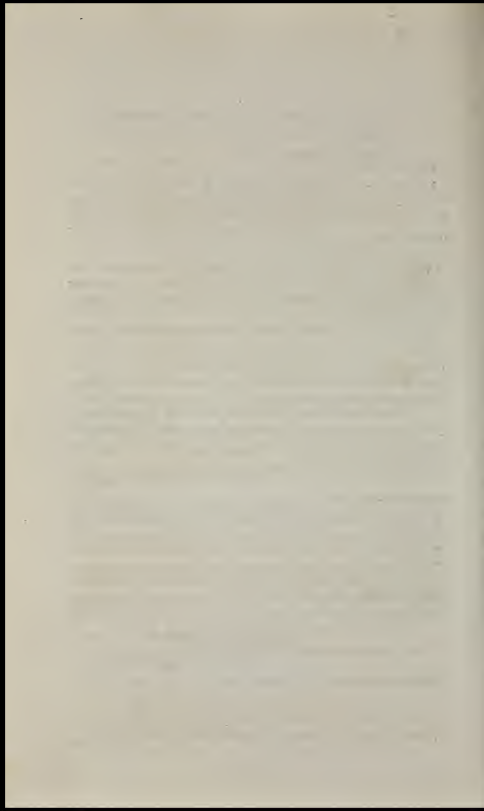
GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Bvt. Lieut. Col. U. S. A.*

*Aide-de-Camp.*





HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha, Nebraska, January 31, 1869.*

GENERAL ORDERS, }  
No 3. }

I...As discharged soldiers usually travel ahead of the mail, company commanders are hereby directed to send to the Chief Paymaster the notification of discharge required, three or four days previous to date of discharge. Company commanders will send with this notification the signature of the discharged soldier as additional proof of identity, if he can write his name.

II...On Hospital Muster rolls, and on final statements the terms Hospital Attendant or Ward-master will not be used, as the per diem of 20 cents is refused to those thus mustered. They will be entered as Hospital nurses or cooks.

III...Company commanders will be careful to give the name of the state in recording the place of enlistment of soldiers, on final statements.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:  
GEO. D. RUGGLES,  
*Assistant Adjutant General.*

OFFICIAL:

  
*B't. Lieut. Col. U. S. A.*  
*Aide-de-Camp.*



HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha, Nebraska, February 2, 1870.*

GENERAL ORDERS, }  
No. 4. }

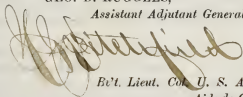
Brevet Major *John R. McGinness*, 1st Lieutenant, Ordnance Department, having reported to the Commanding General, in obedience to Paragraph 1, Special Orders No. 236, of 1869, from the Headquarters of the Army, is announced as the Chief Ordnance Officer of the Department.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:



*Bvt. Lieut. Col. U. S. A.*

*Aide-de-Camp.*

REPORT OF THE COMMISSIONER OF THE GENERAL LAND OFFICE

FOR THE YEAR 1885

1886

The following is a summary of the work done by the General Land Office during the year 1885. The work was done in accordance with the provisions of the Act of March 3, 1879, and the Act of March 3, 1881, and the Act of March 3, 1882, and the Act of March 3, 1883, and the Act of March 3, 1884, and the Act of March 3, 1885.

The work was done in accordance with the provisions of the Act of March 3, 1879, and the Act of March 3, 1881, and the Act of March 3, 1882, and the Act of March 3, 1883, and the Act of March 3, 1884, and the Act of March 3, 1885.

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## G. C. M.

### CAMP DOUGLAS.

1. Private *James Cox*, Company "C," 7th Infantry.
2. Private *Frederick Hamson*, Company "G," 7th Infantry.
3. Private *Daniel T. Scully*, Company "C," 7th Infantry.
4. Private *Joseph T. Lamun*, Company "C," 7th Infantry.
5. Private *Charles Adolph*, Company "C," 7th Infantry.
6. Private *Albert Carr*, Company "C," 7th Infantry.

### FORT McPHERSON.

1. Private *Edward Hart*, Company "L," 5th Cavalry.
2. Sergeant *L. H. Martin*, Company "K," 9th Infantry.
3. Private *James Robinson*, Company "H," 5th Cavalry.

## HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, February 5, 1870.*

### GENERAL ORDERS, } No 5. }

I...Before a General Court Martial which convened at Camp Douglas, U. T., pursuant to Paragraph 3, Special Orders No. 1, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *D. P. Hancock*, Captain 7th Infantry, is President, were arraigned and tried:—

1st. Private *James Cox*, Company "C," 7th Infantry.

CHARGE—"Violation of the 46th Article of War."

Specification—In this, that Private *James Cox*, Company "C," 7th Infantry, a sentinel on post No. 1, at Camp Douglas, Utah, between the hours of twelve o'clock, midnight, and one o'clock A. M., November 20th, 1869, did leave his post before he was regularly relieved.

PLEA—"Not Guilty."

FINDING—Of the specification—"Guilty," except the word "leave," and substitute therefor the words "sit down on."

Of the charge—"Not Guilty," but "Guilty of neglect of duty to the prejudice of good order and military discipline."

SENTENCE—And the Court does therefore sentence him, Private *James Cox*, Company "C," 7th Infantry, "To be confined at hard

labor for the period of two months, and to forfeit to the United States six dollars per month of his monthly pay for the same period."

2d. Private *Frederick Hamson*, Company "G," 7th Infantry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

SPECIFICATION—In this, that Private *Frederick Hamson*, Company "G," 7th Infantry, a sentinel on post No. 4, at Camp Douglas, Utah, between the hours of twelve o'clock, midnight, and one o'clock A. M., November 20th, 1869, did sit down on his post before he was regularly relieved.

PLEA—To the specification—"Guilty."

To the charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Frederick Hamson*, Company "G," 7th Infantry, "To be confined at hard labor for the period of two months, and to forfeit to the United States six dollars per month of his monthly pay for the same period."

3d. Private *Daniel T. Scully*, Company "C," 7th Infantry.

CHARGE—"Desertion."

PLEA—"Not Guilty."

FINDING—"Not Guilty."

And the Court does therefore acquit him, Private *Daniel T. Scully*, Company "C," 7th Infantry.

4th. Private *Joseph T. Lamm*, Company "C," 7th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Joseph T. Lamm*, Company "C," 7th Infantry, "To forfeit to the United States all pay and allowances that are or may become due him, except the just dues of the laundress; to be indelibly marked with the letter "D," two and one-half inches long on the left hip, after which he shall be confined under charge of the guard at hard labor for the balance of his term of enlistment, wearing a ball weighing not more than thirty pounds, attached to his left leg by a chain four feet long, at the expiration of his confinement to be dishonorably discharged, to have one-half his head shaved and then drummed out of the service of the United States."

5th. Private *Charles Adolph*, Company "C," 7th Infantry.

CHARGE 1—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that *Charles Adolph*, a Private of Company "C," 7th Infantry, having been duly posted as a sentinel, did violate his duty as a sentinel, and permit and assist in stealing from a public store house, some eleven rifles, the property of the United States.

This at Camp Douglas, U. T., on or about the night of December 16th, 1869.

Specification 2—In this, that he, Private *Charles Adolph*, Company "C," 7th Infantry, did sell or otherwise illegally dispose of some eleven rifles, the property of the United States, having previously stolen or assisted in stealing the said rifles.

This at Camp Douglas, U. T., on or about the 16th of December, 1869, in violation of Section 1, of the Act of Congress approved March 2d, 1862.

CHARGE 2—"Burglary, to the prejudice of good order and military discipline."

Specification—In this, that he, Private *Charles Adolph*, Company "C," 7th Infantry, did break in or assist to break in a public store house and steal therefrom some eleven rifles, the property of the United States.

This at Camp Douglas, U. T., on or about the 16th day of December, 1869.

PLEA—"Not Guilty."

FINDING—Of the 1st specification, 1st charge—"Guilty," except the words "some eleven," and substitute therefor the word "two."

Of the 2d specification, 1st charge—"Not Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty," except the words "break in or assist to break in a public store house and steal therefrom some eleven," and substitute therefor the words "steal from a public store house two."

Of the 2d charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private

*Charles Adolph*, Company "C," 7th Infantry, "To forfeit to the United States all pay and allowances now due or that may become due him, excepting the just dues of the laundress; to be indelibly marked with the letter "T," on his left hip two and one-half ( $2\frac{1}{2}$ ) inches long; ten days thereafter to have his head shaved; to be dishonorably discharged and drummed out of the service of the United States, and to be confined in such penitentiary as the General Commanding may direct for the period of three years."

6th. Private *Albert Carr*, Company "C," 7th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In, that *Albert Carr*, a Private of Company "C," 7th Infantry, did offer for sale, and did sell or otherwise illegally dispose of two rifles, the property of the United States, knowing the same to have been stolen.

This at the City of Salt Lake, U. T., on or about the 16th of December, 1869, in violation of Section 1, of the Act of Congress approved March 2, 1862.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Albert Carr*, Company "C," 7th Infantry, "To forfeit to the United States all pay and allowances now due or that may hereafter become due, except the just dues of the laundress; to have one-half his head shaved; to be dishonorably discharged and drummed out of the service, and then to be confined in such penitentiary as the Commanding General may direct for the period of two years."

II.—In the foregoing case of Private *Daniel T. Scully*, Company "C," 7th Infantry, the proceedings, finding and acquittal, are approved. Private *Scully* will be restored to duty:

In the foregoing cases of Privates *James Cox*, Company "C," and *Frederick Hamson*, Company "G," both of the 7th Infantry, the proceedings, findings and sentences, are approved and confirmed, and the sentence, in each case, will be duly executed, at the post where the company of the prisoner may be serving, by the proper commanding officer.

In the foregoing case of Private *Joseph T. Lamm*, Company "C," 7th Infantry, the proceedings, finding and sentence, are approved,



so much of the sentence as requires the shaving of one-half of the prisoner's head, is remitted, the remainder of the sentence will be duly executed, at the post where the company of the prisoner may be serving, by the proper commanding officer.

In the foregoing case of Private *Charles Adolph*, Company "C," 7th Infantry, the proceedings and findings on the 1st charge and the specifications thereto, and on the specification to the 2d charge are approved. The finding on the 2d charge is disapproved, as the Court on the specification thereto, finds the prisoner not guilty of breaking and entering. To sustain a charge of burglary, forcible entry in the night time into a dwelling house must be proved. (See Wharton's Criminal Law, Book V, Chap. II.) The Court should have found the prisoner not guilty of "Burglary," but guilty of "Larceny."

The sentence is approved, but the shaving of the head is remitted, and the period of confinement in penitentiary is mitigated to eighteen months. The penitentiary at Salt Lake City is designated as the place of confinement for the prisoner, to which place he will be conducted under suitable guard and turned over to the warden of the penitentiary with a copy of this order.

The commanding officer of Camp Douglas is charged with the execution of this order.

In the foregoing case of Private *Albert Carr*, Company "C," 7th Infantry, the proceedings, findings and sentence, are approved, but that portion of the sentence which requires the shaving of one-half of the prisoner's head, is remitted, and the term of confinement in the penitentiary is mitigated to eighteen months.

The penitentiary at Salt Lake City is designated as the place of confinement for the prisoner, to which place he will be conducted under suitable guard and turned over to the warden of the penitentiary with a copy of this order.

The commanding officer of Camp Douglas is charged with the execution of this order.

III...Before a General Court Martial which convened at Fort McPherson, Neb., pursuant to Paragraph 6, Special Orders No. 1, current series, from these Headquarters, and of which Brevet Major General *E. A. Carr*, Major 5th Cavalry, is President, were arraigned and tried:—

1st. Private *Edward Hart*, Company "L," 5th Cavalry.

CHARGE 1—"Disobedience of orders."

CHARGE 2—"Mutinous conduct, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Edward Hart*, Company "L," 5th Cavalry, "To be confined in charge of the guard, at hard labor for the period of sixty days, and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

2d. Sergeant *L. H. Martin*, Company "K," 9th Infantry.

CHARGE 1—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that Sergeant *L. H. Martin*, did on the 29th day of October, 1859, at North Platte Station, Nebraska, take his musket from his company quarters, without proper authority to do the same, and did willfully and maliciously discharge the said musket, loaded with powder and ball three times, at the house and store of one *N. B. Ray*, a citizen of North Platte, which balls discharged as aforesaid, did pass through the said house and store and did endanger the lives of said *N. B. Ray*, and the inmates of the said house and store, and parties there visiting.

All this to the great prejudice of the peace of the town and garrison of North Platte and the discipline of the service.

CHARGE 2—"Absence without leave."

PLEA—"Not Guilty."

FINDING—Of the specification, 1st charge—"Not Guilty."

Of the 1st charge—"Not Guilty."

Of the specification, 2d charge—"Guilty."

Of the 2d charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Sergeant *L. H. Martin*, Company "K," 9th Infantry, "To be reduced to the rank of a private soldier."

3d. Private *James Robinson*, Company "H," 5th Cavalry

CHARGE 1—"Drunkenness on duty."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that Private *James Robinson*, Company "H," 5th Cavalry, having been ordered by 2d Lieutenant *Frank C. Morehead*, 5th Cavalry, to join a detachment to which he belonged, did fail to do so, and upon being arrested by 2d Lieutenant *Frank C. Morehead*, 5th Cavalry, did threaten the said Lieutenant *Frank C. Morehead*, 5th Cavalry, with violence.

All this at or near Plum Creek Station, Neb., U. P. R. R., on or about the 25th day of September, 1869.

PLEA—To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty," except "and upon being arrested by said 2d Lieutenant *Frank C. Morehead*, 5th Cavalry, did threaten the said 2d Lieutenant *Frank C. Morehead*, 5th Cavalry, with violence."

Of the 2d charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *James Robinson*, Company "H," 5th Cavalry, "To be confined at hard labor under charge of the guard for the period of sixty days, and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

IV.—In the foregoing cases of Privates *Edward Hart*, Company "L," and *James Robinson*, Company "H," both of the 5th Cavalry, the proceedings, findings and sentences, are approved and confirmed, and the sentence, in each case, will be duly executed at the post where the company of the prisoner may be serving, by the proper commanding officer.

In the foregoing case of Sergeant *L. H. Martin*, Company "K," 9th Infantry, the proceedings and findings on the 2d charge and the specification thereto are approved. The findings on the 1st charge and the specification thereto are disapproved. The evidence although circumstantial is full and explicit as to the guilt of the prisoner. The sentence is approved and will be duly executed by the proper commanding officer.

V...The General Court Martial convened at Camp Douglas, U. T., pursuant to Paragraph 1, Special Orders No. 3, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *D. P. Hancock*, Captain 7th Infantry, is President, is hereby dissolved.

VI...The General Court Martial convened at Fort McPherson, Neb., pursuant to Paragraph 6, Special Orders No. 1, current series, from these Headquarters, and of which Brevet Major General *E. A. Carr*, Major 5th Cavalry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Br't. Lieut. Col. U. S. A.*

*Aide-de-Camp.*

## G. C. M.

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Brevet Lieutenant Colonel *Caleb H. Carlton*, Captain U. S. A.

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HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha, Nebraska, February 7, 1869.*

GENERAL ORDERS, }  
No 6. }

I...Before a General Court Martial which convened at Fort D. A. Russell, W. T., pursuant to Paragraph 2, Special Orders No. 249, series of 1869, from these Headquarters, and of which Brevet Major General *William H. Emory*, Colonel 5th Cavalry, is President, were arraigned and tried:—

Brevet Lieutenant Colonel *Caleb H. Carlton*, Captain U. S. Army.

CHARGE—"Neglect and violation of duty to the prejudice of good order and military discipline"

Specification—In this, that Brevet Lieutenant Colonel *Caleb H. Carlton*, Captain U. S. Army, (late of 4th U. S. Infantry,) commanding the station of Fort Fetterman, Wyoming Territory, in an official inspection report, in writing, made by him to his Department Commander, of an inspection, by him, as the Commanding Officer, at said station, of certain subsistence stores for which Brevet Captain *J. J. S. Hassler*, Acting Commissary of Subsistence, at said station, was accountable, consisting of forty-two thousand pounds of bacon, four thousand pounds of flour, two thousand pounds of hard bread, seventeen thousand pounds of beans, nineteen hundred and eighty pounds of soap, three hundred pounds of dried peaches, seven hundred pounds of soda crackers, two kits of mackerel, fourteen pounds of lard, thirteen hundred and fifty-four pounds of pickles, as reported, did report and certify that he had thoroughly examined each and all the said stores, and that said stores were all unfit for issue, because of being rotten, mouldy, wet, worthless, or rancid, and did further recommend that the same be sold at public auction, or dropped and destroyed; whereas, in fact he had not thoroughly examined or inspected the said stores, as required by the Army Regulations, and the said stores instead of be-

ing unfit for issue and damaged as so reported and certified by him, were in fact in the greater part, fit for issue, and not properly subject to be so sold or dropped and destroyed. In consequence in a great degree of which said report and certificate, a great part of the said stores were subsequently sacrificed by being improperly sold at auction, or dropped and destroyed, and a loss thereon of upwards of seven thousand dollars, (\$7000,) was caused to the United States.

This at Fort Fetterman, Wyoming Territory, on or about December 23, 1868.

PLEA—To which charge and specification, the accused pleaded "Not Guilty."

FINDING—The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore honorably acquit him, Brevet Lieutenant Colonel, *Caleb H. Carlton*, Captain U. S. Army.

II...The proceedings and finding of the Court, in the case of Brevet Lieutenant Colonel *C. H. Carlton*, Captain U. S. Army, are confirmed. Such confirmation, however, is not to be regarded as an approval of the findings, if they are to be interpreted as sanctioning the manner in which Colonel *Carlton* performed his duty as inspector, as shown by the evidence and his own admissions in this case.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Br't. Lieut. Col. U. S. A.*

*Aide-de-Camp.*

## G. C. M.

1. Bugler *John Lynch*, Company "M," 2d Cavalry.
2. Private *Isaac R. Bagley*, Company "A," 9th Infantry.
3. Private *Robert P. Macaulay*, Company "K," 2d Cavalry.
4. Corporal *William Dunn*, Company "C," 9th Infantry.
5. Private *James Gardner*, Company "M," 2d Cavalry.
6. Private *Henry Nugent*, Company "E," 2d Cavalry.
7. Private *William Watson*, Company "E," 2d Cavalry.

### HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, February 15, 1870.*

#### GENERAL ORDERS, } No 7. }

1.—Before a General Court Martial which convened at Omaha Barracks, Neb., pursuant to Paragraph 2, Special Orders No. 239, series of 1869, from these Headquarters, and of which Brevet Colonel *James S. Brisbin*, Major 2d Cavalry, is President, were arraigned and tried:—

1st. Bugler *John Lynch*, Company "M," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Bugler *John Lynch*, Company "M," 2d Cavalry, "To forfeit to the United States all pay and allowances now due or that may become due; to be dishonorably discharged from the United States service, and be confined in such penitentiary as the Commanding General of the Department may designate for the period of one year."

2d. Private *Isaac R. Bagley*, Company "A," 9th Infantry.

CHARGE—"Absence without leave."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Isaac R. Bagley*, Company "A," 9th Infantry, "To forfeit to the

United States ten dollars per month of his monthly pay for the period of three months."

3d. Private *Robert P. Macaulay*, Company "K," 2d Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Robert P. Macaulay*, Company "K," 2d Cavalry, "To forfeit to the United States all pay and allowances now due or that may become due; to be confined at hard labor for the period of six months, and at the end of that time to have his head shaved and be drummed out of the United States service."

4th. Corporal *William Dunn*, Company "C," 9th Infantry.

CHARGE—"Violation of the 99th Article of War."

Specification 1—In, that Corporal *William Dunn*, Company "C," 9th Infantry, having been ordered by 1st Sergeant *Richard Brown*, of Company "C," 9th Infantry, on fatigue, did fail to obey said order, and did go into his company quarters.

Specification 2—In, that Corporal *William Dunn*, Company "C," 9th Infantry, when ordered by 1st Sergeant *Richard Brown*, of Company "C," 9th Infantry, not to leave the ranks, did fail to obey said order, and did go into his company quarters.

All this at Omaha Barracks, Neb., on or about the 29th day of December, 1869.

PLEA—"Not Guilty."

FINDING—Of the 1st specification—"Guilty."

Of the 2d specification—"Not Guilty."

Of the charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Corporal *William Dunn*, Company "C," 9th Infantry, "To be reduced to the rank of a private soldier."

5th. Private *James Gardner*, Company "M," 2d Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *James Gardner*, Company "M," 2d Cavalry, "To forfeit to the United States all pay and allowances now due or that may become due; to



be confined at hard labor under charge of the guard for the period of one year, and at the end of that time to have his head shaved and be drummed out of the United States service."

6th. Private *Henry Nugent*, Company "E," 2d Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Henry Nugent*, Company "E," 2d Cavalry, "To forfeit to the United States all pay and allowances now due or that may become due; to be confined at hard labor under charge of the guard for the period of six months, and at the end of that time to have his head shaved and be drummed out of the United States service."

7th. Private *William Watson*, Company "E," 2d Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In, that Private *William Watson*, Company "E," 2d Cavalry, did, on the night of the 3d day of November, 1869, escape from confinement, while undergoing sentence of General Court Martial, and remain absent until arrested in the City of Omaha, Neb., and brought back on the 10th day of January, 1870.

This at Omaha Barracks, Neb., on or about the 3d day of November, 1869.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *William Watson*, Company "E," 2d Cavalry, "To forfeit to the United States ten dollars per month of his monthly pay for three months, and to be confined at hard labor under charge of the guard for the same period."

II.—In the foregoing case of Private *Isaac R. Bagley*, Company "A," 9th Infantry, the proceedings, finding and sentence, are approved and confirmed, and the sentence will be duly executed by the proper commanding officer. Private *Bagley* will be restored to duty.

In the foregoing case of Corporal *William Dunn*, Company "C," 9th Infantry, the proceedings, finding and sentence, are approved and confirmed. Corporal *Dunn* ceases to be a non-commissioned

officer from the date of this order; he will be restored to duty as a private soldier.

The proceedings, finding and sentence, in the foregoing case of Private *William Watson*, Company "E," 2d Cavalry, are approved and confirmed, and the sentence will be duly executed at the post where the company of the prisoner may be serving, by the proper commanding officer.

In the foregoing cases of Privates *Robert P. Macaulay*, Company "K," and *Henry Nugent*, Company "E," both of the 2d Cavalry, the proceedings, findings and sentences, are approved and confirmed, and the sentence, in each case, will be duly executed by the proper commanding officer.

Omaha Barracks, Neb., is designated as the place of confinement.

In the foregoing case of Bugler *John Lynch*, Company "M," 2d Cavalry, the proceedings, findings and sentence, are approved and confirmed, but as Bugler *Lynch* has already been dishonorably discharged in compliance with orders from the War Department, the sentence will not be executed.

In the foregoing case of Private *James Gardner*, Company "M," 2d Cavalry, the proceedings, findings and sentence, are approved, but so much of the sentence as inflicts shaving of the head is remitted; the remainder of the sentence will be duly executed by the proper commanding officer.

Omaha Barracks, Neb., is designated as the place of confinement.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Br't. Lieut. Col. U. S. A.*

*Aide-de-Camp.*

## G. C. M.

1. Private *John Shields*, Company "D," 2d Cavalry.
2. Private *Zachary T. Malone*, Company "D," 2d Cavalry.
3. Private *Francis M. Ryan*, Company "D," 2d Cavalry.
4. Corporal *Peter Keating*, Company "H," 7th Infantry.
5. Private *Peter Kearney*, Company "D," 2d Cavalry.
6. Corporal *Henry Williams*, Company "D," 2d Cavalry.
7. Private *Maurice Fitzgerald*, Company "D," 2d Cavalry.
8. Private *Malcolm Gordon*, Company "D," 2d Cavalry.
9. Corporal *Frederick I. Williams*, Company "D," 2d Cavalry.
10. Private *James McNabb*, Company "H," 7th Infantry.
11. Recruit *Charles Wallace*, 7th Infantry.
12. Corporal *John Drinkcorn*, Company "H," 7th Infantry.
13. Recruit *Thomas H. Buchanan*, 7th Infantry.
14. Recruit *Charles Reid*, 7th Infantry.
15. Recruit *George Rogers*, 7th Infantry.
16. Recruit *William Whiting*, 7th Infantry.
17. Recruit *Henry Thompson*, 7th Infantry.

### HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, February 21, 1870.*

#### GENERAL ORDERS, } No 8. }

I...Before a General Court Martial which convened at Fort Bridger, W. T., pursuant to Paragraph 2, Special Orders No. 3, current series, from these Headquarters, and of which Brevet Colonel *C. C. Gilbert*, Lieutenant Colonel 7th Infantry, is President, were arraigned and tried:—

1st. Private *John Shields*, Company "D," 2d Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that he, Private *John Shields*, Company "D," 2d Cavalry, was drunk and disorderly.

This at Fort Bridger, W. T., on the 25th of December, 1869.

Specification 2—In this, that he, Private *John Shields*, Company "D," 2d Cavalry, being drunk, did beat and kick his wife, an authorized laundress of Company "D," 2d U. S. Cavalry.

This at Fort Bridger, W. T., on the 25th day of December, 1869.

Specification 3—In this, that he, Private *John Shields*, Company "D," 2d U. S. Cavalry, being drunk, did threaten to kill Private *McCune* of Company "D," 2d Cavalry, and did attempt to do so by shooting at him with a carbine or revolver.

This at Fort Bridger, W. T., on the 25th day of December, 1869.

Specification 4—In this, that he, Private *John Shields*, Company "D," 2d Cavalry, while in the guard-house, by order of Lieutenant *Dunwiddie*, 2d U. S. Cavalry, did, on pretence of whispering something to Corporal *Henry Williams*, bite him severely on the left side of his face.

This at Fort Bridger, W. T., on the 25th day of December, 1869.

PLEA—To the 1st specification—"Guilty."

To the 2d specification—"Not Guilty."

To the 3d specification—"Not Guilty."

To the 4th specification—"Not Guilty."

To the charge—"Guilty."

FINDING—Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty."

Of the 3d specification—"Guilty."

Of the 4th specification—"Guilty," except the words "severely" for which substitute "slightly."

Of the charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John Shields*, Company "D," 2d Cavalry, "to be confined at hard labor in charge of the guard where his company may be serving for the period of three months, and to forfeit to the United States five-dollars per month of his monthly pay for the same period."

2d. Private *Zachary T. Malone*, Company "D," 2d Cavalry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this, that he, Private *Zachary T. Malone*, Company "D," 2d Cavalry, being a member of the post guard at Fort Bridger, W. T., did use disrespectful language towards Corporal *Gottlieb Shaifer*, Company "D," 2d Cavalry, corporal of the guard, and did threaten him with personal violence.

This at Fort Bridger, W. T., on or about the 16th day of December, 1869.

Specification 2—In this, that he, Private *Zachary T. Malone*, Company "D," 2d Cavalry, being a member of the post guard at Fort Bridger, W. T., when ordered by Corporal *Gottlieb Shaifer*, Company "D," 2d Cavalry, who being in the discharge of his duty as corporal of the guard, to take off his belts, did make use of the following language:— "You Dutch son of a bitch, I don't think any more of you than a dog, and I will shoot the head off you." or words to that effect, he, Private *Malone*, at the time having a loaded carbine in his hands.

This at Fort Bridger, W. T., on or about the 16th day of December, 1869.

PLEA—"Not Guilty."

FINDING—Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty," except the words  
"You Dutch son of a bitch, I don't think any more  
of you than a dog."

Of the charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Zachary T. Malone*, Company "D," 2d Cavalry, "To forfeit to the United States ten dollars per month of his monthly pay for six months, and to be confined at hard labor under charge of the guard at the post where his company may be serving, for the period of three months."

3d. Private *Francis M. Ryan*, Company "D," 2d Cavalry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification 1—In, that he, Private *Francis M. Ryan*, Company "D," 2d U. S. Cavalry, did, at Fort Bridger, W. T., on or about the 13th day of December, 1869, steal one pair of cavalry pants, the property of Private *Edward Larkin*, Company "D," 2d Cavalry, and did secrete the same under his bed tick until found by Private *Larkin*.

Specification 2—In this, that he, Private *Francis M. Ryan*, Company "D," 2d Cavalry, did, on or about the 12th day of December, 1869, steal from the quarters of Company "D," 2d Cavalry, at Fort Bridger, W. T., one pair of stockings, the property of Private *Edward Larkin*, Company "D," 2d Cavalry, and did appropriate the same to his own use.

Specification 3—In this, that he, Private *Francis M. Ryan*, Company "D," 2d Cavalry, did, on or about the 8th day of December, 1869, steal from the box of Private *Charles Donohue*, Company "D," 2d Cavalry, one gold shirt button.

Specification 4—In this, that he, Private *Francis M. Ryan*, Company "D," 2d Cavalry, did, on or about the 8th day of October, 1869, at Fort Bridger, W. T., steal one hair lariat and one picket pin, the property of Private *J. K. Cary*, Company "D," 2d Cavalry.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Francis M. Ryan*, Company "D," 2d Cavalry, "To forfeit to the United States all pay and allowances now due or that may become due, except the just dues of the authorized laundress; to be dishonorably discharged the service of the United States; to be confined at hard labor under charge of the guard at Fort Bridger, W. T., for three months, and at the expiration of that time to be bugled out of the garrison, with a placard on his back marked "Thief," in letters four inches long."

4th. Corporal *Peter Keating*, Company "H," 7th Infantry.

CHARGE 1—"Neglect of duty."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Corporal *Peter Keating*, Company "H," 7th Infantry, did falsely report to Lieutenant Colonel *Charles C. Gilbert*, 7th Infantry, Brevet Colonel U. S. Army, that Private *Thomas Stanton*, Company "E," 7th U. S. Infantry, a sentinel on post, had left his post without proper authority.

This near South Pass City, on or about the 16th day of October, 1869.

PLEA—"Not Guilty."

FINDING—Of the specification, 1st charge—"Guilty," but attach no criminality thereto.

Of the 1st charge—"Not Guilty."

Of the specification, 2d charge—"Guilty."

Of the 2d charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Corporal *Peter Keating*, Company "H," 7th Infantry, "To be reduced to the rank of a private soldier."

5th. Private *Peter Kearney*, Company "D," 2d Cavalry.

CHARGE 1—"Conduct to the prejudice of good order and military discipline."

SPECIFICATION—In this, that he, Private *Peter Kearney*, Company "D," 2d Cavalry, did neglect to attend water-call at 10 o'clock A. M., on the 15th day of January, 1870, and did neglect also to attend stable-call on the same day.

All this at Fort Bridger, W. T.

CHARGE 2—"Absence without leave, in violation of the 21st Article of War."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Peter Kearney*, Company "D," 2d Cavalry, "To forfeit to the United States five dollars per month of his monthly pay for two months."

6th. Corporal *Henry Williams*, Company "D," 2d Cavalry.

CHARGE 1—"Drunkenness on duty."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

SPECIFICATION—In this, that he, Corporal *Henry Williams*, Company "D," 2d Cavalry, being in charge of a party on detached service at Piedmont, W. T., did permit the men of his command to purchase liquor and become drunk.

This at Piedmont, W. T., on or about the 12th day of January, 1870.

PLEA—"————"

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Corporal *Henry Williams*, Company "D," 2d Cavalry, "To forfeit to the United States eight dollars per month of his monthly pay for two months."

7th. Private *Maurice Fitzgerald*, Company "D," 2d Cavalry.

CHARGE—"Drunkenness on duty."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Maurice Fitzgerald*, Company "D," 2d Cavalry, "To be confined at labor under charge of the guard for twenty days."

8th. Private *Malcolm Gordon*, Company "D," 2d Cavalry.

CHARGE—"Drunkenness on duty."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Malcolm Gordon*, Company "D," 2d Cavalry, "To be confined at labor under charge of the guard for twenty days."

9th. Corporal *Frederick I. Williams*, Company "D," 2d Cavalry.

CHARGE 1—"Neglect of duty."

CHARGE 2—"Disobedience of orders."

PLEA—To the specification, 1st charge—"Guilty."

To the 1st charge—"Not Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Corporal *Frederick I. Williams*, Company "D," 2d Cavalry, "To be reprimanded in the presence of the garrison where his company may be serving."

10th. Private *James McNabb*, Company "H," 7th Infantry.

CHARGE—"Violation of the 46th Article of War."

Specification—In this, that he, Private *James McNabb*, Company "H," 7th Infantry, did quit his post after having been properly posted as sentinel, and visit his company quarters, thereby allowing a box of arms and accoutrements, the property of the United States to burn up without giving the alarm, the aforesaid box being in his charge.

All this at Miners Delight, W. T., on or about the 22d day of December, 1859.

PLEA—"Not Guilty."

FINDING—"Not Guilty."

And the Court does therefore acquit him, Private *James McNabb*, Company "H," 7th Infantry.

11th. Recruit *Charles Wallace*, 7th Infantry.

CHARGE 1—"Violation of the 37th Article of War."

Specification—In this, that he, Recruit *Charles Wallace*, attached to Company "K," 7th Infantry, (now Private *Charles Wallace*, Company "K," 7th Infantry,) did sell to some person or persons at Big Sandy Rancho, W. T., on or about the 14th day of November, 1859, forty metallic cartridges, the property of the United States, and for



which Brevet Major *S. A. Russell*, Captain 7th Infantry, was responsible.

CHARGE 2—"Violation of the 38th Article of War."

Specification—In this, that he, Recruit *Charles Wallace*, attached to Company "K," 7th Infantry, (now Private *Charles Wallace*, Company "K," 7th Infantry,) did sell to some person or persons at Big Sandy Rancho, W. T., on or about the 14th day of November, 1869, four Springfield breech-loading muskets, the property of the United States, and for which Brevet Major *S. A. Russell*, Captain 7th Infantry, was responsible.

CHARGE 3—"That, to the prejudice of good order and military discipline."

Specification—In this, that he, Recruit *Charles Wallace*, attached to Company "K," 7th Infantry, (now Private *Charles Wallace*, Company "K," 7th Infantry,) did take, steal and carry away from a tent occupied by Recruits *Frank Harvey* and *Valentine Anters*, and did appropriate the same to his own use, one Springfield breech-loading musket, the property of the United States, and for which Brevet Major *S. A. Russell*, Captain 7th Infantry, was responsible.

All this at Big Sandy Rancho, W. T., on or about the 14th day of November, 1869.

PLEA—"Not Guilty."

FINDING—Of the specification, 1st charge—"Not Guilty."

Of the 1st charge—"Not Guilty."

Of the specification, 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

Of the specification, 3d charge—"Guilty."

Of the 3d charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Charles Wallace*, Company "K," 7th Infantry, "To forfeit all pay and allowances due or that may become due, except the just dues of the laundress; to be dishonorably discharged the service of the United States, and to be indelibly marked with the letter "T," two inches long on the left hip, on the receipt of the order publishing the sentence at the post where his company may be serving, and to be drummed out of the garrison ten days thereafter."

12th, Corporal *John Drinkcorn*, Company "H," 7th Infantry.

CHARGE 1—"Conduct to the prejudice of good order and military discipline."

Specification—That Corporal *John Drinkcorn*, Company "H," 7th Infantry, did, at Fort Bridger, W. T., on or about the 28th day of November, 1869, shoot and kill a pet domesticated elk, thereby conducting himself in a manner prejudicial to good order and military discipline.

CHARGE 2—"Malicious mischief."

Specification—That Corporal *John Drinkcorn*, Company "H," 7th Infantry, did shoot and kill a domesticated elk, the property of Brevet Lieutenant Colonel *J. H. Knight*, U. S. A., valued at one hundred dollars, thus maliciously destroying the private property of an officer of the U. S. Army.

This at Fort Bridger, W. T., on or about the 28th day of November, 1869.

PLEA—"Not Guilty."

FINDING—Of the specification, 1st charge—"Guilty," except the words "and kill."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty," except the words "and kill" and "thus maliciously destroying the private property of an officer of the U. S. Army."

Of the 2d charge—"Not Guilty."

SENTENCE—And the Court does therefore sentence him, Corporal *John Drinkcorn*, Company "H," 7th Infantry, "To be reduced to the rank of a private soldier."

13th. Recruit *Thomas H. Buchanan*, 7th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Recruit *Thomas H. Buchanan*, 7th Infantry, (now Private Company "K," 7th Infantry,) "To be confined at hard labor in charge of the guard for six months."

14th. Recruit *Charles Reid*, 7th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Violation of the 23d Article of War."

Specification—In this, that he, Recruit *Charles Reid*, attached to "K" Company, 7th Infantry, (now Private *Charles Reid*, Company

"K," 7th Infantry.) did advise and persuade Recruit *George Rogers* to desert the service of the United States.

All this on or about the 25th day of December, 1869, at the camp of "K" Company, 7th Infantry, Shoshonee Agency, W. T.

PLEA—To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

SENTENCE—And the Court does therefore sentence him, Recruit *Charles Reid*, 7th Infantry, (now Private Company "K," 7th Infantry.) "To be confined at hard labor in charge of the guard for six months."

15th. Recruit *George Rogers*, 7th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Recruit *George Rogers*, 7th Infantry, (now Private Company "K," 7th Infantry,) "To be confined at hard labor in charge of the guard for four months."

16th. Recruit *William Whiting*, 7th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Recruit *William Whiting*, 7th Infantry, (now Private Company "K," 7th Infantry,) "To be confined at hard labor in charge of the guard for six months."

17th. Recruit *Henry Thompson*, 7th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Recruit

*Henry Thompson*, 7th Infantry, (now Private Company "K," 7th Infantry,) "To be confined at hard labor in charge of the guard for four months."

II...In the foregoing cases of Privates *John Shields*, *Zachary T. Malone*, *Francis M. Ryan* and *Peter Kearney*, all of Company "D," 2d Cavalry, the proceedings, findings and sentences, are approved and confirmed, and the sentence, in each case, will be duly executed by the proper commanding officer.

In the foregoing cases of Privates *Maurice Fitzgerald* and *Malcolm Gordon*, both of Company "D," 2d Cavalry, and Recruits *Thomas H. Buchanan*, *Charles Reid*, *George Rogers*, *William Whiting* and *Henry Thompson*, all of the 7th Infantry, (now Privates of Company "K," 7th Infantry,) the proceedings, findings and sentences, are approved and confirmed, and the sentence, in each case, will be duly executed, at the post where the company of the prisoner may be serving, by the proper commanding officer.

In the foregoing case of Private *James McNabb*, Company "H," 7th Infantry, the proceedings, finding and acquittal, are approved.

Private *McNabb* will be restored to duty.

In the foregoing cases of Corporals *Peter Keating* and *John Drinkcorn*, both of Company "H," 7th Infantry, the proceedings, findings and sentences, are approved and confirmed. The prisoners will be restored to duty as privates, the sentences to take effect from this date.

In the foregoing case of Corporal *Henry Williams*, Company "D," 2d Cavalry, the proceedings, finding and sentence, are disapproved, as the record fails to show that the accused was allowed an opportunity to plead.

Corporal *Williams* will be restored to duty.

In the foregoing case of Recruit *Charles Wallace*, 7th Infantry, (now Private Company "K," 7th Infantry,) the proceedings, finding and sentence, are approved, but the sentence is mitigated to read as follows:—

"To forfeit to the United States all pay and allowances now due or that may become due him except the just dues of the laundress; to be confined at hard labor under charge of the guard at the post where his company may be serving, for six months, and then to be dishonorably discharged the service."

As modified, the sentence will be duly executed by the proper commanding officer.

The proceedings, finding and sentence, in the foregoing case of Corporal *Frederick L. Williams*, Company "D," 2d Cavalry, are approved and confirmed.

The commanding officer of Fort Bridger, W. T., is charged with the execution of the sentence.

III...The General Court Martial convened at Fort Bridger, W. T., pursuant to Paragraph 2, Special Orders No. 3, current series, from these Headquarters, and of which Brevet Colonel *C. C. Gilbert*, Lieutenant Colonel 7th Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Br't Lieut. Col. U. S. A.*

*Aide-de-Camp.*



## G. C. M.

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1. Sergeant *Patrick Nutty*, Company "I," 9th Infantry.
  2. Bugler *George Dwin*, Company "I," 9th Infantry.
  3. Private *Thomas Bradley*, Company "D," 5th Cavalry.
  4. Private *Stephen Exceen*, Company "G," 9th Infantry.
  5. Private *John Kelly*, Company "E," 5th Cavalry.
  6. Private *John Cole*, Company "H," 9th Infantry.
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### HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, March 3, 1870.*

GENERAL ORDERS, }  
No 9. }

I...Before a General Court Martial which convened at Fort D. A. Russell, W. T., pursuant to Paragraph 2, Special Orders No. 6, current series, from these Headquarters, and of which Major *E. W. Crittenden*, 5th Cavalry, is President, were arraigned and tried:—

1st. Sergeant *Patrick Nutty*, Company "I," 9th Infantry.

CHARGE 1—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that he, Sergeant *Patrick Nutty*, Company "I," 9th Infantry, while sergeant of the guard, did enter the company quarters at Sidney Barracks, in a noisy manner during divine service, and having been addressed by 1st Sergeant *Thomas Griffin*, Company "F," 9th Infantry, (he, 1st Sergeant *Thomas Griffin*, being in the execution of his duty,) and told that divine service was being held in the adjoining room, and to become quiet, (it being the orders of the commanding officer that no talking or moving about should take place in the company quarters while divine service was being held in the adjoining room, said orders having been promulgated to the command.) did refuse to obey said order, and did tell him, the said 1st Sergeant *Thomas Griffin*, Company "F," 9th Infantry, to "go to hell," or words to that effect.

Specification 2—In this, that he, Sergeant *Patrick Nutty*, Company "I," 9th Infantry, after having been placed in arrest, did enter the company quarters at Sidney Barracks in a noisy and disorderly manner during divine service, thereby disturbing said service, in

violation of the orders of the post commander, said orders having been promulgated to the command.

All this at Sidney Barracks, Neb., on or about the 10th day of December, 1869.

CHARGE 2—"Disobedience of orders."

PLEA—To the 1st specification, 1st charge—"In bar of trial," that said specification had no date or name of place set forth where the offence was committed, and therefore cannot conduct his defense.

After mature deliberation, the plea of the prisoner was sustained by the Court, and the 1st specification to the 1st charge was thrown out.

To the 2d specification, 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification, 2d charge, and to the 2d charge—"In bar of trial," that said specification, had no date or name of place set forth where the offence was committed, and therefore cannot conduct his defense.

After mature deliberation, the plea of the prisoner was sustained by the Court, and the specification to the 2d charge, and the 2d charge were thrown out.

FINDING—Of the 2d specification, 1st charge—"Not Guilty."

Of the 1st charge—"Not Guilty."

And the Court does therefore acquit him, Sergeant *Patrick Nutty*, Company "I," 9th Infantry.

2d. Bugler *George Ducoin*, Company "I," 9th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that he, Bugler *George Ducoin*, Company "I," 9th Infantry, did, when ordered to sweep out the company quarters by 1st Sergeant *Thomas Griffin*, Company "F," 9th Infantry, (he, the said 1st Sergeant *Thomas Griffin*, Company "F," 9th Infantry, being in the execution of his duty.) refuse to obey said order.

This at Sidney Barracks, Neb., on or about the 20th day of November, 1869.

Specification 2—In this, that he, Bugler *George Ducoin*, Company "I," 9th Infantry, did, when in the act of passing 1st Sergeant *Thomas Griffin*, Company "F," 9th Infantry, in entering the company quar-



ters, call the said 1st Sergeant *Thomas Griffin*, Company "F," 9th Infantry, "a son of a bitch," or words to that effect.

Specification 3—In this, that he, said Bugler *George Ducoin*, Company "I," 9th Infantry, did take hold of his pistol with intent to use it on the said 1st Sergeant *Thomas Griffin*, Company "F," 9th Infantry, until taken hold of and disarmed by the said 1st Sergeant *Thomas Griffin*, Company "F," 9th Infantry, and after being disarmed of pistol, did take off his belt and threatened to "break his damned face," or words to that effect, meaning him, the said 1st Sergeant *Thomas Griffin*, Company "F," 9th Infantry.

All this at Sidney Barracks, Neb., on or about the 14th day of December, 1869.

PLEA—To the 1st specification—"In bar of trial," that he had been punished once for the offence set forth in the specification and restored to duty.

The Court after mature deliberation, refused to sustain the plea of the prisoner. The accused then pleaded—"Not Guilty."

To the 2d specification—"In bar of trial," that there is no date or place set forth, and that he cannot conduct his defence on account of the vagueness of the said specification.

The Court, after mature deliberation, sustained the plea of the prisoner, and the 2d specification was thrown out.

To the 3d specification—"Not Guilty."

To the charge—"Not Guilty."

FINDING—Of the 1st specification—"Guilty."

Of the 3d specification—"Not Guilty."

Of the charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Bugler *George Ducoin*, Company "I," 9th Infantry, "To be confined at hard labor in charge of the guard for the period of ten days."

The Court is thus lenient, inasmuch as the accused has already been in confinement more than two months, and was once released and returned to duty, and in consideration of his former good character.

3d. Private *Thomas Bradley*, Company "D," 5th Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Private *Thomas Bradley*, Compa-

ny "D," 5th Cavalry, did draw a sabre upon Private *Fritz Rackon*, Company "D," 5th Cavalry, and did, without proper cause or provocation, strike said *Fritz Rackon* several times with said sabre, thereby causing him, (*Fritz Rackon*.) considerable bodily injury.

All this at Fort D. A. Russell, W. T., on the 19th day of December, 1869.

PLEA—"Not Guilty."

FINDING—Of the specification—"Guilty," except the words "considerable bodily injury," and of the excepted words "Not Guilty."

Of the charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Thomas Bradley*, Company "D," 5th Cavalry, "To be confined at hard labor under charge of the guard for the period of two calendar months, and to forfeit to the United States ten dollars of his monthly pay for the same period."

4th. Private *Stephen Exceen*, Company "G," 9th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that Private *Stephen Exceen*, Company "G," 9th Infantry, a duly enlisted soldier in the service of the United States, did steal from Private *John Kinney*, of same company and regiment, one uniform fatigue cap, and did dispose of said cap to Musician *Joseph Heath* of same company and regiment, alleging at the time of said disposal that the aforesaid cap was his, (*Exceen's*.) private property.

This at Fort D. A. Russell, W. T., on or about the 20th day of January, 1870.

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Stephen Exceen*, Company "G," 9th Infantry, "To forfeit all pay and allowances that are now due, or may become due him, except the just dues of the laundress; to be dishonorably discharged the service of the United States, and to be confined at hard labor in such military prison as the General Commanding the Department may select, for the period of one year."

5th. Private *John Kelly*, Company "E," 5th Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that he, Private *John Kelly*, Company "E," 5th Cavalry, having been detailed to assist in preserving order in the town of Cheyenne, W. T., did become so drunk as to impede the operations of his company in sustaining order.

This at or near Cheyenne, W. T., on or about the 11th of January, 1870.

Specification 2—In this, that he, Private *John Kelly*, Company "E," 5th Cavalry, whilst on duty with his company in the preservation of the peace in the town of Cheyenne, did, himself, cause a disturbance, and was found by his company commander in the act of molesting an unknown peaceable citizen, he, (*Kelly*.) being at the time under the influence of liquor.

This at or near Cheyenne, W. T., on or about the 11th day of January, 1870.

Specification 3—In this, that he, Private *John Kelly*, Company "E," 5th Cavalry, since joining his company, has, through drunkenness and disorderly conduct, rendered himself entirely worthless, having passed the greater part of his time in confinement in the guard-house of Fort McPherson, Neb., and Fort D. A. Russell, W. T.

All this at the aforesaid posts on or about and between the 30th day of June, 1869, and the 11th of January, 1870.

PLEA—"Not Guilty."

FINDING—Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty."

Of the 3d specification—"Not Guilty."

Of the charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John Kelly*, Company "E," 5th Cavalry, "To be confined at hard labor under charge of the guard for the period of four calendar months, and to forfeit to the United States fifteen dollars per month of his monthly pay for the same period."

6th. Private *John Cole*, Company "H," 9th Infantry.

CHARGE 1—"Habitual drunkenness, to the prejudice of good order and military discipline."

CHARGE 2—"Worthlessness because of drunkenness, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John Cole*, Company "H," 9th Infantry, "To be dishonorably discharged the service; to have his head shaved and to be drummed out of the service in the presence of the whole garrison."

II...The proceedings, finding and acquittal, in the foregoing case of Sergeant *Patrick Nutty*, Company "I," 9th Infantry, are approved and confirmed.

Sergeant *Nutty* will be restored to duty.

In the foregoing cases of Bugler *George Ducoin*, Company "I," and Private *John Cole*, Company "H," both of the 9th Infantry, Privates *Thomas Bradley*, Company "D," and *John Kelly*, Company "E," both of the 5th Cavalry, the proceedings, findings and sentences, are approved and confirmed, and the sentence, in each case, will be duly executed, at the post where the company of the prisoner may be serving, by the proper commanding officer.

In the foregoing case of Private *Stephen Exceen*, Company "G," 9th Infantry, the proceedings, finding and sentence, are approved, but the sentence is modified to read as follows:—

"To forfeit to the United States all pay and allowances that are now due or that may become due him, except the just dues of the laundress; to be confined at hard labor under charge of the guard at the post where his company may be serving for the period of one year, and then to be dishonorably discharged the service."

As mitigated, the sentence will be duly executed by the proper commanding officer.

III...The General Court Martial convened at Fort D. A. Russell, W. T., pursuant to Paragraph 2, Special Orders No. 6, current series, from these Headquarters, and of which Major *E. W. Crittenden*, 5th Cavalry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Br't Lieut. Col. U. S. A.*

*Aide-de-Camp.*

## G. C. M.

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1. Private *Alfred Moutholon*, Company "C," 2d Cavalry.
  2. Private *Abraham Berryman*, Company "C," 2d Cavalry.
  3. Private *Patrick McDonald*, Company "C," 9th Infantry.
  4. Private *Henry Gilbert*, Company "E," 2d Cavalry.
  5. Private *Daniel Shrier*, Company "C," 7th Infantry.
  6. Private *John W. Dority*, Company "C," 2d Cavalry.
  7. Private *William M. Wilson*, Company "C," 2d Cavalry.
  8. Private *Robert Bark*, Company "E," 2d Cavalry.
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### HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, March 10, 1870.*

GENERAL ORDERS, }  
No 10. }

I...Before a General Court Martial which convened at Omaha Barracks, Neb., pursuant to Paragraph 2, Special Orders No. 239, series of 1869, from these Headquarters, and of which Brevet Colonel *James S. Brisbin*, Major 2d Cavalry, is President, were arraigned and tried:—

1st. Private *Alfred Moutholon*, Company "C," 2d Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Alfred Moutholon*, Company "C," 2d Cavalry, "To forfeit to the United States all pay and allowances now due or that may become due; to be confined at hard labor under charge of the guard for the period of six months, and at the end of that time to have his head shaved and be drummed out of the United States service."

2d. Private *Abraham Berryman*, Company "C," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Violation of the 22d Article of War."

Specification—In, that Private *Abraham Berryman*, Company "C," 2d Cavalry, did enlist himself in the service of the United States at Carlisle Barracks, Pa., on or about the 19th day of November, 1869, under the name of *James Reed*, without being regularly dis-

charged from said Company "C," 2d Cavalry.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Abraham Berryman*, Company "C," 2d Cavalry, "To forfeit to the United States all pay and allowances now due or that may become due; to be confined at hard labor under charge of the guard for the period of eight months, and at the end of that time to have his head shaved and be drummed out of the United States service."

1d. Private *Patrick McDonald*, Company "C," 9th Infantry.

CHARGE 1—"Violation of the 45th Article of War."

Specification—In, that Private *Patrick McDonald*, Company "C," 9th Infantry, having been duly detailed for, and mounted as a member of the post guard, did become so drunk as to unfit himself for his duty.

CHARGE 2—"Violation of the 46th Article of War."

Specification—In, that Private *Patrick McDonald*, Company "C," 9th Infantry, having been duly detailed for, and mounted as a member of the post guard, and regularly posted as a sentinel by the corporal of the guard on post No. 2, did leave said post and abandon his gun.

This at Omaha Barracks, Neb., on the 13th day of January, 1870, between "Tattoo" and 11 P. M.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Patrick McDonald*, Company "C," 9th Infantry, "To be confined under charge of the guard for the period of three months, at hard labor, forfeiting to the United States twelve dollars per month of his monthly pay for the same time."

4th. Private *Henry Gilbert*, Company "E," 2d Cavalry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification 1—In, that Private *Henry Gilbert*, Company "E," 2d Cavalry, did take a stick of wood and attempt to strike Sergeant *William Allen*, Company "E," 2d Cavalry, said sergeant being in the execution of his duties, and did likewise draw a knife and threaten to use it against Sergeant *Allen*.

This behind the company mess room at Omaha Barracks, Neb., on the evening of the 15th day of January, 1879.

SPECIFICATION 2—In, that Private *Henry Gilbert*, Company "E," 2d Cavalry, did strike and otherwise abuse Sergeant *William Allen*, Company "E," 2d Cavalry while in the performance of his duties, and did, with the assistance of two citizens, prevent Sergeant *William*, Company "E," 2d Cavalry, from arresting him at a saloon near Omaha Barracks, Neb.

All this at or near Omaha Barracks, Neb., on or about the dates above specified.

PLEA—To the 1st specification, 1st charge—"Guilty."

To the 2d specification, 1st charge—"Not Guilty."

To the 1st charge—"Guilty."

To the 1st specification, 2d charge—"Not Guilty."

To the 2d specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Henry Gilbert*, Company "E," 2d Cavalry, "To forfeit to the United States twelve dollars per month of his monthly pay for six months, and to be confined at hard labor under charge of the guard for the period of three months."

5th. Private *Daniel Shrier*, Company "C," 7th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Daniel Shrier*, Company "C," 7th Infantry, "To forfeit to the United States all pay and allowances now due or that may become due; to be confined at hard labor under charge of the guard for the period of six months, and at the end of that time to have his head shaved and be drummed out of the United States service."

6th. Private *John W. Dority*, Company "C," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

PLEA—To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John W. Dority*, Company "C," 2d Cavalry, "To forfeit to the United States all pay and allowances now due or that may become due; to be confined at hard labor under charge of the guard for the period of six months, and at the end of that time to have his head shaved and be drummed out of the United States service."

7th. Private *William M. Wilson*, Company "C," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

PLEA—To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Guilty of taking a revolver and belt, but not guilty of the remainder."

To the 2d charge—"Guilty."

FINDING—Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty," except the words "one pair spurs and straps; one saddle blanket; one picket pin; 140 rounds centre primed carbine cartridges; 125 rounds Colt's pistol cartridges."

Of the 2d charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *William M. Wilson*, Company "C," 2d Cavalry, "To forfeit to the United States all pay and allowances now due or that may become due; to be dishonorably discharged from the United States service, and be confined in such penitentiary as the Commanding General may direct for the period of one year."

8th. Private *Robert Burk*, Company "E," 2d Cavalry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification—In, that Private *Robert Burk*, Company "E," 2d



Cavalry, did, on the night of the 13th day of January, 1870, steal one great coat, the property of Private *Lambright*, Company "I," 2d Cavalry.

This at Omaha Barracks, Neb., on or about the night of the 13th day of January, 1870.

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him. Private *Robert Burk*, Company "E," 2d Cavalry, "To forfeit to the United States all pay and allowances now due or that may become due; to be confined at hard labor under charge of the guard for the period of six months, the last ten days of each month to walk in front of the guard-house with a placard on his back and breast marked "Thief," the letters to be two inches long, and at the end of the period of confinement above designated, to be dishonorably discharged from the United States service."

II...In the foregoing cases of Privates *Henry Gilbert* and *Robert Burk*, both of Company "E," 2d Cavalry, and Private *Patrick McDonald*, Company "C," 9th Infantry, the proceedings, findings and sentences, are approved and confirmed, and the sentence, in each case, will be duly executed, at the post where the company of the prisoner may be serving, by the proper commanding officer.

In the foregoing case of Private *William M. Wilson*, Company "C," 2d Cavalry, the proceedings, finding and sentence, are approved and confirmed, and the sentence will be duly executed by the proper commanding officer.

The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoner, to which place he will be conducted under suitable guard with a copy of this order.

In the foregoing cases of Privates *Alfred Montholon* and *John W. Dority*, both of Company "C," 2d Cavalry, the proceedings, findings and sentences, are approved, but the sentence, in each case, is mitigated to read as follows:—

"To forfeit to the United States all pay and allowances now due or that may become due, except the just dues of the laundress; to be confined at hard labor under charge of the guard at the post where his company may be serving, for six months, and then to be dishonorably discharged the service."

As modified, the sentence, in each case, will be duly executed by the proper commanding officer.

In the foregoing case of Private *Abraham Berryman*, Company "C," 2d Cavalry, the proceedings, finding and sentence, are approved, but the sentence is mitigated to read as follows:—

"To forfeit to the United States all pay and allowances now due or that may become due, except the just dues of the laundress; to be confined at hard labor under charge of the guard at the post where his company may be serving, for eight months, and then to be dishonorably discharged the service."

As modified, the sentence will be duly executed by the proper commanding officer.

In the foregoing case of Private *Daniel Shrier*, Company "C," 7th Infantry, the proceedings, finding and sentence, are approved, but the sentence is mitigated to read as follows:—

"To forfeit to the United States all pay and allowances now due or that may become due, except the just dues of the laundress; to be confined at hard labor under charge of the guard for six months, and then to be dishonorably discharged the service."

As modified, the sentence will be duly executed by the proper commanding officer.

Omaha Barracks, Neb., is designated as the place of confinement.

III...The General Court Martial convened at Omaha Barracks, Neb., pursuant to Paragraph 2, Special Orders No. 239, series of 1869, from these Headquarters, and of which Brevet Colonel *James S. Brishin*, Major 2d Cavalry, is President, is hereby dissolved.

IV...The General Court Martial convened at Fort D. A. Russell, W. T., pursuant to Paragraph 1, Special Orders No. 223, series of 1869, from these Headquarters, and of which Brevet Brigadier General *L. P. Bradley*, Lieutenant Colonel 9th Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Bvt. Lieut. Col. U. S. A.*

*Aide-de-Camp.*

## G. C. M

1. Private *John Kelley*, Company "F," 7th Infantry.
2. Private *John Baird*, Company "B," 7th Infantry.
3. Private *Charles A. Nichols*, Company "F," 7th Infantry.
4. Private *Michael Morton*, Company "B," 7th Infantry.

### HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, March 23, 1870.*

#### GENERAL ORDERS, } No 11. }

I...Before a General Court Martial which convened at Fort Fred. Steele, W. T., pursuant to Paragraph 1, Special Orders No. 34, current series, from these Headquarters, and of which Captain *C. C. Raven*, 7th Infantry, is President, were arraigned and tried:—

1st. Private *John Kelley*, Company "F," 7th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that he, Private *John Kelley*, Company "F," 7th Infantry, did visit the quarters of *Mrs. Jane Sharrol*, a laundress of Company "B," 7th Infantry, on or about the 25th day of January, 1870, between the hours of one and five p. m., and did then and there force the door of said quarters open, and did then and there attempt to violate the chastity of the aforesaid laundress.

This at or near Fort Fred. Steele, W. T.

Specification 2—In this, that he, Private *John Kelley*, Company "F," 7th Infantry, having forcibly entered *Mrs. Jane Sharrol's* quarters, caught hold of her and choked her down on the floor, and at the same time attempted to ravish her.

All this at or near Fort Fred. Steele, W. T., on or about the 25th of January, 1870.

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John Kelley*, Company "F," 7th Infantry, "To forfeit to the United States all pay and allowances now due or that may become due, except the just dues of the laundress; to have his head shaved: to be dishonorably discharged and drummed out of the service of the

United States, and to be confined for five years in such prison as may be designated by the proper authority."

2d. Private *John Baird*, Company "B," 7th Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

PLEA—To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John Baird*, Company "B," 7th Infantry, "To forfeit all pay and allowances now due or to become due, except the just dues of the laundress; to be dishonorably discharged and drummed out of the service, and then to be confined at hard labor, for the period of one year, at such military prison as the Commanding General may designate."

3d. Private *Charles A. Nichols*, Company "F," 7th Infantry.

CHARGE—"Absence without leave."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Charles A. Nichols*, Company "F," 7th Infantry, "To forfeit to the United States fourteen dollars of his monthly pay for one month."

4th. Private *Michael Morton*, Company "B," 7th Infantry.

CHARGE—"Drunkenness on duty."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Michael Morton*, Company "B," 7th Infantry, "To be confined at hard labor under charge of the guard at the post where his company may be serving for the period of three months, the first and last five days of each month in solitary confinement on bread and water diet."

II...In the foregoing cases of Privates *Charles A. Nichols*, Company "F," and *Michael Morton*, Company "B," both of the 7th Infantry, the proceedings, findings and sentences, are approved and

confirmed, and the sentence, in each case, will be duly executed by the proper commanding officer.

In the foregoing cases of Privates *John Baird*, Company "B," and *John Kelley*, Company "F," both of the 7th Infantry, the proceedings, findings and sentences, are approved and confirmed, and the sentence, in each case, will be duly executed by the proper commanding officer.

The penitentiary at Fort Madison, Iowa, is designated as the place of confinement for the prisoners, to which place they will be conducted under suitable guard and turned over to the warden of the penitentiary with a copy of this order.

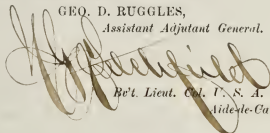
III...The General Court Martial convened at Fort Fred. Steele, W. T., pursuant to Paragraph 1, Special Orders No. 34, current series, from these Headquarters, and of which Captain *C. C. Rawn*, 7th Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:



*Bvt. Lieut. Col. U. S. A.*  
*Aide-de-Camp.*

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HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, March 28, 1870.*

GENERAL ORDERS, }  
No 12. }

I...All regimental officers, serving in this Department and having in their possession ambulances, spring wagons, mule teams or other means of transportation, will report the same to the Chief Quartermaster of the Department immediately, and hereafter at the end of each month.

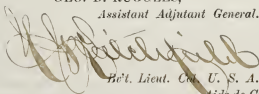
II...The camp at Shoshone Agency, Wind River Valley, will in future be known as "CAMP BROWN," in honor of Captain *Frederick H. Brown*, 18th Infantry, who was killed in action with Indians near Fort Phil. Kearny, D. T., December 21st, 1866.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

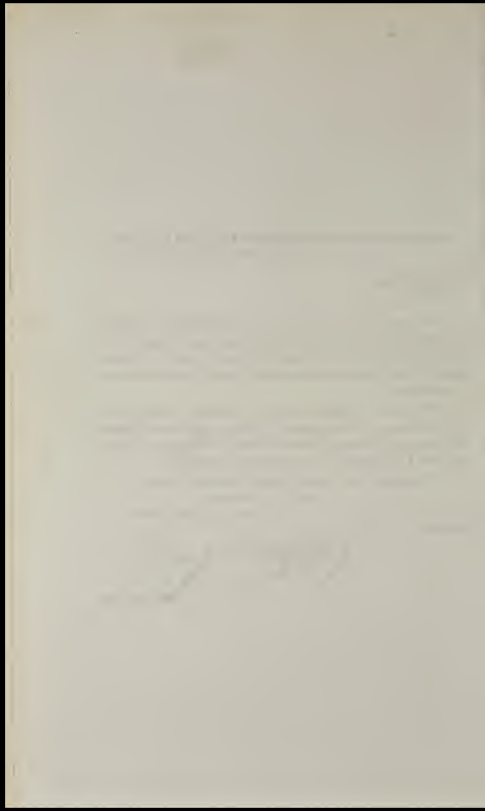
*Assistant Adjutant General.*

OFFICIAL:



*Bvt. Lieut. Col. U. S. A.*

*Aide-de-Camp.*





## G. C. M.

1. Private *James Wilson*, Company "B," 2d Cavalry.
2. Private *Thomas Conway*, Company "C," 9th Infantry.
3. Private *David Lyshon*, Company "D," 2d Cavalry.
4. Private *John Cook*, Company "A," 2d Cavalry.
5. Private *Theodore Polcho*, Company "A," 2d Cavalry.
6. Private *Henry Schen*, Company "K," 2d Cavalry.
7. Private *John E. McGannon*, Company "H," 9th Infantry.
8. Wagoner *John Fair*, Company "A," 9th Infantry.
9. Private *Daniel Corr*, Company "A," 9th Infantry.

### HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, April 4, 1870.*

GENERAL ORDERS, }  
No 13. }

I...Before a General Court Martial which convened at Omaha Barracks, Neb., pursuant to Paragraph 3, Special Orders No. 49, current series, from these Headquarters, and of which Brevet Colonel *Albert G. Brackett*, Lieutenant Colonel 2d Cavalry, is President, were arraigned and tried:—

1st. Private *James Wilson*, Company "B," 2d Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *James Wilson*, Company "B," 2d Cavalry, "To forfeit to the United States all pay and allowances now due or that may become due; to be confined at hard labor under charge of the guard, at the post where his company may be serving, for the period of six months, and at the end of that time, to have his head shaved and be drummed out of the United States service."

2d. Private *Thomas Conway*, Company "C," 9th Infantry.

CHARGE—"Violation of the 45th Article of War."

Specification—In, that Private *Thomas Conway*, Company "C," 9th Infantry, mounted as a member of the post guard, did become so much under the influence of liquor, while in charge of a squad or working party of prisoners, as to unfit him for the discharge of his duty.

This at Omaha Barracks, Neb., on or about the 4th day of March, 1870.

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Thomas Conway*, Company "C," 9th Infantry, "To be confined at hard labor under charge of the guard at the post where his company may be serving for the period of six (6) months."

3d. Private *David Lyshon*, Company "D," 2d Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *David Lyshon*, Company "D," 2d Cavalry, "To forfeit to the United States all pay and allowances now due or that may become due; to be confined at hard labor under charge of the guard for the period of six months, and at the end of that time to have his head shaved and be drummed out of the United States service."

4th. Private *John Cook*, Company "A," 2d Cavalry.

CHARGE—"Desertion."

PLEA—To the specification—"Guilty."

To the charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John Cook*, Company "A," 2d Cavalry, "To forfeit to the United States all pay and allowances now due or that may become due; to be confined at hard labor under charge of the guard for the period of six months, and at the end of that time to have his head shaved and be drummed out of the United States service."

5th. Private *Theodore Polcho*, Company "A," 2d Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Theodore Polcho*, Company "A," 2d Cavalry, "To forfeit to the United States all pay and allowances now due or that may become due; to be confined at hard labor under charge of the guard for six months, wearing a twenty-four pound ball attached to his left leg by a chain

six feet long for the same period, and at the end of that time to have his head shaved and be drummed out of the United States service."

6th. Private *Henry Schen*, Company "K," 2d Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In, that Private *Henry Schen*, Company "K," 2d Cavalry, on or about the night of February 14th, 1870, did make unnecessary noise in the company squad room, thereby disturbing the rest of the whole company, and when told to be quiet by Sergeant *John McGregor*, Company "K," 2d Cavalry, did make use of the following words, "I will get even with all of you bastards." (meaning the non-commissioned officers,) "before I get out of this outfit," or words to that effect.

Specification 2—In, that Private *Henry Schen*, Company "K," 2d Cavalry, did on or about the night of February 14th, 1870, between the hours of 9 and 10 o'clock, while being taken to the stable guard by Sergeant *John McGregor*, Company "K," 2d Cavalry, attempt to strike Sergeant *John McGregor*, Company "K," 2d Cavalry, and called him and all the non-commissioned officers of the company "sons of bitches," and adding "I will get even with you and *Lawson* yet," meaning 1st Sergeant *John N. Lawson*, and Sergeant *John McGregor*, Company "K," 2d Cavalry.

Specification 3—In, that Private *Henry Schen*, Company "K," 2d Cavalry, did, on or about the night of February 14th, 1870, while being taken to the stable guard by Sergeant *John McGregor*, Company "K," 2d Cavalry, threaten to shoot Sergeant *John McGregor*, Company "K," 2d Cavalry, in the following words, "You son of a bitch, I will shoot you, so help me Jesus Christ," or words to that effect.

All this at Omaha Barracks, Neb., on or about the night of February 14th, 1870.

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Henry Schen*, Company "K," 2d Cavalry, "To forfeit to the United States twelve dollars per month of his monthly pay for three months, and be confined at hard labor under charge of the guard, at the post where his company may be serving, for the same period."

7th. Private *John E. McGannon*, Company "H," 9th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John E. McGannon*, Company "H," 9th Infantry, "To forfeit to the United States all pay and allowances now due or that may become due; to be confined at hard labor under charge of the guard for six months, wearing a ball weighing twenty-four pounds attached to his left leg by a chain six feet long for the same period, and at the end of that time to have his head shaved and be drummed out of the United States service."

8th. Wagoner *John Fair*, Company "A," 9th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In, that Wagoner *John Fair*, Company "A," 9th Infantry, did become so drunk as to be unable to perform his duties as a soldier, and while in that condition did urinate in his bunk in the company quarters.

This at Omaha Barracks, Neb., on or about the 9th day of March, 1870.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Wagoner *John Fair*, Company "A," 9th Infantry, "To forfeit to the United States ten dollars per month of his monthly pay for the period of two months."

9th. Private *Daniel Corr*, Company "A," 9th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In, that Private *Daniel Corr*, Company "A," 9th Infantry, did become so drunk as to be unable to perform his duty as a soldier, and while in that condition did urinate in his bunk in the company quarters.

This at Omaha Barracks, Neb., on the night of the 9th day of March, 1870.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private

*Daniel Corr*, Company "A," 9th Infantry, "To forfeit to the United States ten dollars per month of his monthly pay for the period of two months."

II...In the foregoing cases of Private *Daniel Corr* and Wagoner *John Fair*, both of Company "A," and Private *Thomas Conway*, Company "C," of the 9th Infantry, and Private *James Wilson*, Company "B," 2d Cavalry, the proceedings, findings and sentences, are approved and confirmed, and the sentence, in each case, will be duly executed by the proper commanding officer.

The proceedings, finding and sentence, in the foregoing case of Private *Henry Schen*, Company "K," 2d Cavalry, are approved, but in consideration of the long service and previous good character of the prisoner, so much of the sentence as relates to confinement is remitted. The remainder of the sentence will be duly executed by the proper commanding officer.

The proceedings, findings and sentences, in the foregoing cases of Privates *John Cook* and *Theodore Polcho*, both of Company "A," 2d Cavalry, are approved and confirmed, and the sentence, in each case, will be duly executed at the post where the company of the prisoner may be serving by the proper commanding officer.

The proceedings, findings and sentences, in the foregoing cases of Private *David Lyshon*, Company "D," 2d Cavalry, and Private *John E. McGannon*, Company "H," 9th Infantry, are approved and confirmed, and the sentence, in each case, will be duly executed by the proper commanding officer.

Omaha Barracks, Neb., is designated as the place of confinement.

III...The General Court Martial convened at Fort D. A. Russell, W. T., pursuant to Paragraph 2, Special Orders No. 249, series of 1869, from these Headquarters, and of which Brevet Major General *William H. Emory*, Colonel 5th Cavalry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Br't. Lieut. Col. U. S. A.*

*Aide-de-Camp.*



## G. C. M.

1. Private *Isaac W. Miller*, Company "E," 4th Infantry.
2. Private *Charles Abbott*, Company "H," 4th Infantry.
3. Private *Charles Jones*, Company "H," 4th Infantry.
4. Private *John W. Thompson*, Company "H," 4th Infantry.
5. Private *Thomas Griffin*, Company "H," 4th Infantry.
6. Private *William Chapman*, Company "E," 4th Infantry.

### HEADQUARTERS DEPARTMENT OF THE PLATTE,

*Omaha, Nebraska, April 16, 1879.*

#### GENERAL ORDERS, { No. 14. }

I...Before a General Court Martial which convened at Fort Fetterman, W. T., pursuant to Paragraph 2, Special Orders No. 34, current series, from these Headquarters, and of which Captain *John Miller*, 4th Infantry, is President, were arraigned and tried:—

1st. Private *Isaac W. Miller*, Company "E," 4th Infantry.

CHARGE—"Violation of the 45th Article of War."

Specification—In this, that Private *Isaac W. Miller*, of Company "E," 4th Infantry, having been duly posted as a sentinel at the Government saw-mill, did, without being regularly relieved, leave his post, and did enter the house occupied by the guard, having his arms against the side of the building while he sat by the stove, the door of the building being shut.

This at Fort Fetterman, W. T., between the hours of 4 and 5 o'clock A. M., November 20th, 1839.

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Isaac W. Miller*, Company "E," 4th Infantry, "To forfeit to the United States ten dollars of his monthly pay for the period of six months, and be confined under charge of the guard, at hard labor, for the period of one month."

2d. Private *Charles Abbott*, Company "H," 4th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that he, Private *Charles Abbott*, of Com-

pany "H," 4th Infantry, did steal, take and carry away, one haversack and eighty metallic centre-primed ball cartridges, the property of the United States, and for which Captain *Eugene Wells*, 4th Infantry, is responsible.

This at or near Fort Fetterman, W. T., on or about the first day of January, 1870.

Specification 2—In this, that he, Private *Charles Abbott*, of Company "H," 4th Infantry, did gamble, or play a game of chance with cards, using as stakes metallic centre-primed ball cartridges, the property of the United States, and for which Captain *Eugene Wells*, 4th Infantry, is responsible.

This at Fort Fetterman, W. T., on or about the first day of January, 1870.

Specification 3—In this, that he, Private *Charles Abbott*, of Company "H," 4th Infantry, did gamble, or play a game of chance with cards, using as stakes metallic centre-primed ball cartridges, the property of the United States, and for which Captain *Eugene Wells*, 4th Infantry, is responsible.

This at Fort Fetterman, W. T., on or about the 3d day of January, 1870.

PLEA—"Not Guilty."

FINDING—"Not Guilty."

And the Court does therefore acquit him, Private *Charles Abbott*, Company "H," 4th Infantry.

3d. Private *Charles Jones*, Company "H," 4th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Charles Jones*, Company "H," 4th Infantry, "To be confined at hard labor under charge of the guard for the period of twelve calendar months, wearing a ball weighing twelve pounds attached to his left leg by a chain six feet long, and to forfeit to the United States all pay and allowances, (except the necessary fatigue clothing and the just dues of the laundress,) for the same period."

4th. Private *John W. Thompson*, Company "H," 4th Infantry.

CHARGE 1—"Desertion."



CHARGE 2—"Theft."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John W. Thompson*, Company "H," 4th Infantry, "To be confined at hard labor under charge of the guard for the period of fifteen calendar months, wearing a ball weighing twelve pounds attached to his left leg by a chain six feet long, and to forfeit to the United States all pay and allowances, (except the necessary fatigue clothing and the just dues of the landdress,) for the same period."

5th. Private *Thomas Griffin*, Company "H," 4th Infantry.

CHARGE—"Theft."

PLEA—"Not Guilty."

FINDING—Of the specification—"Guilty," except the words "and apply the same to his own use."

Of the charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Thomas Griffin*, Company "H," 4th Infantry, "To be confined at hard labor under charge of the guard for a period of three months, and to forfeit to the United States ten dollars of his monthly pay per month for the same period."

6th. Private *William Chapman*, Company "E," 4th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that he, Private *William Chapman*, of Company "E," 4th Infantry, a prisoner in the post guard-house, did endeavor to create a disturbance amongst the prisoners and members of the guard by throwing soap and missiles against and under the door of the prison room, after having been directed not to do so by the sergeant of the guard, Sergeant *Peter Ostrom*, of Company "H," 4th Infantry.

This at Fort Fetterman, W. T., on or about the 23d day of January, 1870.

Specification 2—In this, that he, Private *William Chapman*, of Company "E," 4th Infantry, a prisoner in the guard-house, did resist and strike in the face with his fist, the sergeant of the guard, Sergeant *Peter Ostrom*, of Company "H," 4th Infantry, while he, (the said Sergeant *Ostrom*,) was in the execution of his office.

This at Fort Fetterman, W. T., on or about the 23d day of January, 1870.

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *William Chapman*, Company "E," 4th Infantry, "To be confined at hard labor under charge of the guard for six months, wearing a ball weighing twelve pounds attached to his left leg by a chain six feet long, and to forfeit all pay and allowances for the same period, excepting the necessary fatigue clothing and the just dues of the laundress."

It is in the foregoing cases of Privates *Isaac W. Miller*, Company "E," and *Thomas Griffin*, Company "H," both of the 4th Infantry, the proceedings, findings and sentences, are approved and confirmed, and the sentence, in each case, will be duly executed at the post where the company of the prisoner may be serving by the proper commanding officer.

The proceedings, finding and acquittal, in the foregoing case of Private *Charles Abbott*, Company "H," 4th Infantry, are approved.

Private *Abbott* will be restored to duty.

In the foregoing case of Private *Charles Jones*, Company "H," 4th Infantry, the proceedings, finding and sentence, are approved, but the sentence is mitigated to read as follows:—

"To be confined at hard labor under charge of the guard for six months, wearing a twelve pound ball attached to his left leg by a chain six feet long, and to forfeit to the United States all pay and allowances, except necessary fatigue clothing and the just dues of the laundress, for the same period."

As modified, the sentence will be duly executed, at the post where the company of the prisoner may be serving, by the proper commanding officer.

The proceedings, finding and sentence, in the foregoing case of Private *John W. Thompson*, Company "H," 4th Infantry, are approved, but the sentence is mitigated to read as follows:—

"To forfeit to the United States all pay and allowances, except necessary fatigue clothing and the just dues of the laundress, for seven months, and to be confined at hard labor under charge of the

guard, wearing a twelve pound ball attached to his left leg by a chain six feet long, for the same period."

As modified, the sentence will be duly executed by the proper commanding officer, at the post where the company of the prisoner may be serving.

The proceedings, finding and sentence, in the foregoing case of Private *William Chapman*, Company "E," 4th Infantry, are approved, but the sentence is mitigated to read as follows:

"To be confined at hard labor under charge of the guard for three months, wearing a ball weighing twelve pounds attached to his left leg by a chain six feet long, and to forfeit all pay and allowances, except necessary fatigue clothing and the just dues of the laundress, for the same period."

As modified, the sentence will be duly executed by the proper commanding officer, at the post where the company of the prisoner may be serving.

III...The General Court Martial convened at Fort Fetterman, W. T., pursuant to Paragraph 2, Special Orders No. 34, current series, from these Headquarters, and of which Captain *John Miller*, 4th Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*George D. Ruggles*  
*Assistant Adjutant General.*

~~Brig. Lieut. Col. U. S. A.~~

~~Aide de Camp.~~



HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha, Nebraska, April 18, 1870.*

GENERAL ORDERS, {  
No. 15.

Brevet Brigadier General *Alexander J. Perry*, Major and Quartermaster U. S. Army, having reported to the Commanding General in obedience to General Orders No. 16, current series, from the Headquarters of the Army, is announced as Chief Quartermaster of the Department, relieving Brevet Brigadier General *William Myers*, Assistant Quartermaster U. S. Army.

Upon being relieved by General *Perry*, General *Myers* will comply with the provisions of General Orders No. 16, current series, from the Headquarters of the Army, directing him to report in person to the Quartermaster General.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Geo. D. Ruggles*  
*Assistant Adjutant General.*

~~Bvt. Lieut. Col. U. S. A.~~

~~Aide de Camp~~

THE JOURNAL OF THE  
SOCIETY OF AMERICAN ARCHITECTS

Volume 10  
1900

The Journal of the Society of American Architects is published quarterly, in January, May, September, and December. It contains articles on architecture, criticism, and the history of the profession. The articles are written by leading architects and critics of the day. The Journal is a valuable source of information for architects and students of architecture.

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Single copies are sold at 15 cents. The Journal is also available in a bound volume for \$15.00.

## G. C. M.

1. Private *Edward J. Feehley*, Company "I," 4th Infantry.
2. Private *Michael J. Graham*, Company "I," 4th Infantry.
3. Sergeant *James Donoran*, Company "I," 4th Infantry.

### HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, April 25, 1870.*

GENERAL ORDERS, 1  
No. 16. }

I...Before a General Court Martial which convened at Fort Sanders, W. T., pursuant to Paragraph 1, Special Orders No. 58, current series, from these Headquarters, and of which Captain *E. M. Coates*, 4th Infantry, is President, were arraigned and tried:—

1st. Private *Edward J. Feehley*, Company "I," 4th Infantry

CHARGE—"Theft, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Edward J. Feehley*, Company "I," 4th Infantry, "To forfeit to the United States all pay and allowances that are or may become due, except the just dues of the landress; to be dishonorably discharged the service, and to be confined in such penitentiary as the Commanding General may direct for the period of one year."

2d. Private *Michael J. Graham*, Company "I," 4th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Michael J. Graham*, Company "I," 4th Infantry, "To forfeit to the United States ten dollars of his monthly pay for six months, and be confined at hard labor under charge of the guard, at the post where his company may be serving, for the same period, wearing a ball weighing twelve pounds attached to his left leg by a chain six feet long."

3d. Sergeant *James Donoran*, Company "I," 4th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Sergeant *James Donovan*, Company "I," 4th Infantry, "To be reduced to the rank of a private soldier, and forfeit to the United States ten dollars of his monthly pay for eight months; to be confined at hard labor under charge of the guard at the post where his company may be serving for the same period, and to wear a ball weighing twelve pounds attached to his left leg by a chain six feet long."

II...In the foregoing cases of Private *Michael J. Graham* and Sergeant *James Donovan*, both of Company "I," 4th Infantry, the proceedings, findings and sentences, are approved and confirmed, and the sentence, in each case, will be duly executed by the proper commanding officer.

The proceedings, in the foregoing case of Private *Edward J. Feehley*, Company "I," 4th Infantry, are approved; the finding and sentence are disapproved owing to the insufficiency of the evidence which creates a reasonable doubt of the guilt of the prisoner.

Private *Feehley* will be released from confinement.

III...The General Court Martial convened at Fort Sanders, W. T., pursuant to Paragraph I, Special Orders No. 58, current series, from these Headquarters, and of which Captain *E. M. Coates*, 4th Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Br't. Lieut. Col. U. S. A.*

*Aide-de-Camp.*



02-15-70  
S. H.  
✓

G. C. M.

- ✓ 1. Artificer *Henry O. Burgetter*, Company "G," 4th Infantry.  
✓ 2. Private *Hugh B. Ward*, Company "F," 4th Infantry.  
✓ 3. Private *Thomas Fagan*, Company "G," 4th Infantry.  
✓ 4. Private *Edward Tague*, Company "F," 4th Infantry.  
✓ 5. Private *Simon Delong*, Company "K," 4th Infantry.  
✓ 6. Private *Terence Donnelly*, Company "G," 4th Infantry.  
✓ 7. Private *George Taylor*, Company "K," 4th Infantry.  
✓ 8. Private *Michael McLaughlin*, Company "F," 4th Infantry.  
✓ 9. Sergeant *Thomas Doolan*, Company "G," 4th Infantry.  
✓ 10. Private *Michael Sullivan*, Company "D," 4th Infantry.  
✓ 11. Private *Michael Sullivan*, Company "D," 4th Infantry.  
✓ 12. Private *Halley Inyard*, Company, "F," 4th Infantry.  
✓ 13. Private *Halley Inyard*, Company "F," 4th Infantry.  
✓ 14. Sergeant *Thomas Anghy*, Company "G," 4th Infantry.

HEADQUARTERS DEPARTMENT OF THE PLATTE,  
Omaha, Nebraska, May 6, 1870.

GENERAL ORDERS, }  
No. 17. }

1...Before a General Court Martial which convened at Fort Laramie, W. T., pursuant to Paragraph 2, Special Orders No. 49, current series, from these Headquarters, and of which Brevet Major *A. B. Cain*, Captain 4th Infantry, is President, were arraigned and tried:—

1st. Artificer *Henry O. Burgetter*, Company "G," 4th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that Artificer *Henry O. Burgetter*, Company "G," 4th Infantry, did interfere and prevent Corporal *James Alton*, Company "G," 4th Infantry, from arresting Private *Riely*, Company "K," 4th Infantry, the said *Riely* having been engaged in creating a disturbance in the quarters of Company "G," 4th Infantry.

This at Fort Laramie, W. T., on or about the 31st of January, 1870.

Specification 2—In this, that Artificer *Henry O. Burgetter*, Com-

pany "G," 4th Infantry, when ordered by 1st Sergeant *John A. Ross*, Company "G," 4th Infantry, to go to the guard house with Sergeant *William H. King*, Company "G," 4th Infantry, did refuse to obey the said order, and did deliberately strike the said Sergeant *William H. King*, Company "G," 4th Infantry, who was endeavoring to carry out the orders of the 1st Sergeant, *John A. Ross*, Company "G," 4th Infantry.

This at Fort Laramie, W. T., on or about the 31st of January, 1870.

Specification 3—In this, that Artificer *Henry O. Burgetter*, Company "G," 4th Infantry, when ordered by 1st Sergeant *John A. Ross*, Company "G," 4th Infantry, to stop striking Sergeant *King*, did still persist in doing so, and struck at the said 1st Sergeant *John A. Ross*, and while being forced to the guard house, did strike repeated blows at the said 1st Sergeant *John A. Ross*, and did use abusive language, such as "let me at the son-of-a-bitch, I will kill him," or words to that effect.

This at Fort Laramie, W. T., on or about the 31st of January, 1870.

PLEA—To the 1st specification—"Guilty."

To the 2d specification—"Not Guilty."

To the 3d specification—"Not Guilty."

To the charge—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Artificer *Henry O. Burgetter*, Company "G," 4th Infantry, "To forfeit to the United States fourteen dollars of his monthly pay for the period of three months, and to be confined under charge of the guard for the same period."

2d. Private *Hugh B. Ward*, Company "F," 4th Infantry.

CHARGE—"Drunkenness on duty, in violation of the 45th Article of War."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Hugh B. Ward*, Company "F," 4th Infantry, "To be confined under charge of the guard for the period of four months, the first fifteen days of said confinement to walk with No. 1 sentinel from

reveille to retreat, three hours on and one hour off alternately, carrying a log weighing twenty-five pounds."

3d. Private *Thomas Fagan*, Company "G," 4th Infantry.

CHARGE—"Violation of the 44th Article of War."

PLEA—"Not Guilty."

FINDING—"Not Guilty."

And the Court does therefore acquit him, Private *Thomas Fagan*, Company "G," 4th Infantry.

4th. Private *Edward Tague*, Company "F," 4th Infantry,

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that Private *Edward Tague*, Company "F," 4th Infantry, being intoxicated at the time, acted in a disorderly and disrespectful manner in the presence of the Officer of the Day, (1st Lieutenant *Whittingham Cox*, 4th Infantry,) violently resisting his authority, when ordered to the guard house.

This at Fort Laramie, W. T., on or about February 18th., 1870.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Edward Tague*, Company "F," 4th Infantry, "To forfeit to the United States twelve dollars of his monthly pay per month for the period of three months, and to be confined under charge of the guard for the same period."

5th. Private *Simon Delong*, Company "K," 4th Infantry.

CHARGE—"Violation of the 46th Article of War."

PLEA—"Not Guilty."

FINDING—"Not Guilty."

And the Court does therefore acquit him, Private *Simon Delong*, Company "K," 4th Infantry.

6th. Private *Terence Donnelly*, Company "G," 4th Infantry.

CHARGE 1—"Drunkenness on duty, in violation of the 45th Article of War."

CHARGE 2—"Violation of the 50th Article of War."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Terence Donnelly*, Company "G," 4th Infantry, "To be confined under charge of the guard for a period of four months, and to for-

feit to the United States the sum of eight dollars per month of his monthly pay for the period of three months. The first fifteen days of his confinement to carry a log weighing twenty-six pounds and to walk with No. 1 sentinel from reveille to retreat, two hours on and one hour off."

✓ 7th. Private *George Taylor*, Company "K," 4th Infantry.

CHARGE—"Drunkenness on duty, in violation of the 46th Article of War."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *George Taylor*, Company "K," 4th Infantry, "To be confined under charge of the guard for the period of four months, and to march with a sentinel for the first twelve days, carrying a log weighing twenty pounds from reveille until retreat, two hours on and one hour off."

8th. Private *Michael McLaughlin*, Company "F," 4th Infantry.

CHARGE 1—"Drunkenness on duty, in violation of the 45th Article of War."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that Private (late Corporal) *Michael McLaughlin*, Company "F," 4th Infantry, did without permission from proper authority introduce into the post, a bottle of whiskey, or other spirituous liquor which was found in his possession by the officer of the day.

This at Fort Laramie, W. T., on or about the 18th of March, 1870.

Specification 2—In this, that Private (late Corporal) *Michael McLaughlin*, Company "F," 4th Infantry, being drunk and having been ordered to his quarters in arrest by 1st Lieutenant *H. C. Sloan*, 4th Infantry, did without authority, break said arrest by leaving his company quarters and visiting the quarters of another company, ("K," 4th Infantry.)

This at Fort Laramie, W. T., on or about the 18th of March, 1870.

PLEA—To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the 1st specification, 2d charge—"Not Guilty."

To the 2d specification, 2d charge—"In bar of trial," that

he had already been punished for the offense by having been reduced to the ranks.

After mature deliberation the Court decided that this plea was inadmissible, whereupon the prisoner pleaded—To the 2d specification, 2d charge, and to the 2d charge—"Not Guilty."

FINDING—Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the 1st specification, 2d charge—"Guilty," except the words "without permission from proper authority introduce into the post," and inserting in lieu thereof the word "have."

Of the 2d specification, 2d charge—"Guilty."

Of the 2d charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Michael McLaughlin*, Company "F," 4th Infantry, "To be confined at hard labor under charge of the guard for the period of three months, and to forfeit to the United States the sum of eight dollars per month of his monthly pay for the same period."

9th. Sergeant *Thomas Doolan*, Company "G," 4th Infantry.

CHARGE 1—"Violation of the 15th Article of War."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that Sergeant *Thomas Doolan*, Company "G," 4th Infantry, being on duty in charge of a mail escort from Fort Laramie, W. T., to Horse Shoe Creek, W. T., and having in his charge one wagon for the transportation of himself and party, equipage &c., did, without proper authority, allow a citizen freighter named *Brewer*, going over the same road, to take from his, (*Brewer's*), wagon, four barrels of freight, more or less, on the wagon furnished by the Government to the said Sergeant *Doolan*, for transportation of himself and party, and did cause his own team to haul said barrels a distance of twenty six miles, more or less.

This on the road between Fort Laramie, W. T., and Horse Shoe Creek, W. T., on or about the 17th day of March, 1870.

Specification 2—In this, that Sergeant *Thomas Doolan*, Company "G," 4th Infantry, being on duty in charge of mail escort, as set forth in foregoing specification, and having allowed a citizen freighter named *Brewer* to put four barrels of freight on the government wagon

under his (*Doolan's*) command, did, after discovering that one of said barrels contained whiskey or other spirituous liquor, allow it to be tapped in his presence and a quantity of whiskey or other spirituous liquor to be taken therefrom and divided among his escort, in consequence of which several men of his party became more or less under the influence of liquor.

This on the road between Fort Laramie and Horse Shoe Creek, W. T., on or about the 17th day of March, 1870.

Specification 3—In this, that Sergeant *Thomas Doolan*, Company "G." 4th Infantry, being on duty in charge of mail escort as set forth in first specification to this charge, and having allowed a certain freighter named *Brewer* to transfer four barrels of freight from his (*Brewer's*) wagon to the government wagon in Sergeant *Doolan's* charge, and which was furnished for transportation of Sergeant *Doolan* and his party, did, on arrival at or near Big Bitter Cottonwood, allow several men of his party to take one of the above mentioned barrels containing whiskey or other spirituous liquor out of the wagon, and did cause it to be secreted with a view to its being picked up and brought in the vicinity of this post on the return of the mail party from Horse Shoe Creek, W. T.

This at or near Big Bitter Cottonwood Creek, W. T., on or about the 17th day of March, 1870.

Specification 4—In this, that Sergeant *Thomas Doolan*, Company "G." 4th Infantry, having caused the afore-mentioned barrel of whiskey to be taken from the wagon in his charge and secreted, and on being asked by Mr. *Brewer* (the freighter who placed it in his charge) where the barrel of whiskey was, did positively deny having any knowledge of it and did say to the said *Brewer*, "We only took three barrels from you," thus endeavoring to defraud the said *Brewer* out of his property, or the property he was responsible for.

This at or near Horse Shoe Creek, W. T., on or about the 17th day of March, 1870.

CHARGE 3—"Neglect of duty, to the prejudice of good order and military discipline."

PLEA—To the specification, 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the 1st specification, 2d charge—"Guilty."

To the 2d specification, 2d charge—"Guilty."

To the 3d specification, 2d charge—"Not Guilty."

To the 4th specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

To the specification, 3d charge—"Not Guilty."

To the 3d charge—"Not Guilty."

FINDING—Of the specification, 1st charge—"Not Guilty."

Of the 1st charge—"Not Guilty."

Of the 1st specification, 2d charge—"Guilty."

Of the 2d specification, 2d charge—"Guilty."

Of the 3d specification, 2d charge—"Guilty."

Of the 4th specification, 2d charge—"Guilty."

Of the 2d charge—"Guilty."

Of the specification, 3d charge—"Guilty," excepting  
by striking out the words "give permission to" and in-  
serting in lieu thereof the word "allow."

Of the 3d charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Sergeant *Thomas Doolan*, Company "G," 4th Infantry, "To be reduced to the grade of a private soldier; to forfeit to the United States ten dollars of his monthly pay per month for the period of six months, and to be confined under charge of the guard for the same period."

10th. Private *Michael Sullivan*, Company "D," 4th Infantry.

CHARGE—"Violation of the 50th Article of War."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Michael Sullivan*, Company "D," 4th Infantry, "To forfeit to the United States fourteen dollars of his monthly pay for the period of three months, and to be confined under charge of the guard at hard labor at the post where his company may be serving for the same period."

11th. Private *Michael Sullivan*, Company "D," 4th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that Private *Michael Sullivan*, Company "D," 4th Infantry, did, without permission from the proper authority, take or assist in taking four mules, two McClellan saddles com-

plete, four saddle blankets, four lariats, four picket pins, four head halters, two Sharp's carbines, altered, two carbine slings and swivels, two Colt's revolvers, two pistol belt holsters and an unknown number of carbine and pistol cartridges, all of which above specified articles being the property of the United States, and appertaining to the Detachment of Mounted Infantry stationed at Fort Laramie, W. T., the aforesaid *Sullivan* did appropriate or assist in appropriating to his own use or to the use of some other unauthorized person or persons, which said use did continue from the 26th day of March, 1870, to and including the 29th day of March, 1870, when the aforesaid articles were returned.

This at Fort Laramie, W. T., on or about the 26th day of March, 1870.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Michael Sullivan*, Company "D," 4th Infantry, "To forfeit to the United States all pay and allowances now due or that may become due, and be confined under charge of the guard at the post where his company may be serving for the period of five months, wearing a ball weighing twenty-five pounds attached to his left leg by a chain six feet in length, then to be dishonorably discharged and drummed out of the service of the United States, ten days before his discharge to have his head shaved and be indelibly marked on the left hip with the letter "D." "

12th. Private *Hallay Inyard*, Company "F," 4th Infantry.

CHARGE—"Violation of the 46th Article of War."

PLEA—"Guilty."

FINDING—Of the specification—"Guilty."

Of the charge—"Not Guilty," but guilty of conduct to the prejudice of good order and military discipline.

SENTENCE—And the Court does therefore sentence him, Private *Hallay Inyard*, Company "F," 4th Infantry, "To be confined at hard labor under charge of the guard for three months, and to forfeit to the United States eight dollars per month of his monthly pay for the same period."

13th. Private *Hallay Inyard*, Company "F," 4th Infantry.

CHARGE 1—"Desertion."



CHARGE 2—"Conduct to the prejudice of good order and military discipline."

SPECIFICATION—In this, that Private *Hallay Inyard*, Company "F," 4th Infantry, did, without permission from the proper authority, take or assist in taking four mules, two McClellan saddles complete, four saddle blankets, four lariats, four picket pins, four head halters, two Sharp's carbines, altered, two carbine slings and swivels, two Colt's revolvers, two pistol belt holsters and an unknown number of carbine and pistol cartridges, all of which above specified articles being the property of the United States, and appertaining to the Detachment of Mounted Infantry stationed at Fort Laramie, W. T., the aforesaid *Inyard* did appropriate or assist in appropriating to his own use or to the use of some other unauthorized person or persons, which said use did continue from the 26th day of March, 1870, to and including the 29th day of March, 1870, when the aforesaid articles were returned.

This at Fort Laramie, W. T., on or about the 26th day of March, 1870.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Hallay Inyard*, Company "F," 4th Infantry, "To forfeit to the United States all pay and allowances now due or that may become due, and to be confined under charge of the guard at hard labor for the period of five months, wearing a ball weighing twenty-five pounds attached to his left leg by a chain six feet in length, then to be dishonorably discharged the United States service, six days before his discharge to have his head shaved and be indelibly marked on the left hip with the letter "D," one and a half inches in length."

14th. Sergeant *Thomas Aughey*, Company "G," 4th Infantry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Sergeant *Thomas Aughey*, Company "G," 4th Infantry, "To be reduced to the rank of a private soldier; to forfeit to the United States fourteen

dollars per month of his monthly pay for the period of four months, and to be confined under charge of the guard at hard labor at the post where his company may be serving, for the same period."

II...In the foregoing cases of Privates *Thomas Fagan*, Company "G," and *Simon Delong*, Company "K," 4th Infantry, the proceedings, findings and acquittals, are approved.

Privates *Fagan* and *Delong* will be restored to duty.

In the foregoing cases of Sergeant *Thomas Aughey*, Company "G," and Private *Michael Sullivan*, Company "D," 4th Infantry, the proceedings, findings and sentences, are approved and confirmed, and the sentence, in each case, will be duly executed by the proper commanding officer.

In the foregoing cases of Privates *Hallay Inyard*, *Michael McLaughlin* and *Hugh B. Ward*, Company "F," Sergeant *Thomas Doolan*, Artificer *Henry O. Burgetter* and Private *Terence Donnelly*, Company "G," and Private *George Taylor*, Company "K," 4th Infantry, the proceedings, findings and sentences, are approved and confirmed, and the sentence, in each case, will be duly executed, at the post where the company of the prisoner may be serving, by the proper commanding officer.

In the foregoing cases of Private *Michael Sullivan*, Company "D," and Private *Hallay Inyard*, Company "F," 4th Infantry, the proceedings, findings and sentences, are approved, but the sentence, in each case, is mitigated to read as follows:—

"To be confined at hard labor under charge of the guard, at the post where his company may be serving, wearing a ball weighing twenty-five pounds attached to his left leg by a chain six feet long, for five months, and to forfeit to the United States all pay and allowances now due or that may become due for the same period."

As modified the sentences will be duly executed.

In the foregoing case of Private *Edward Tague*, Company "F," 4th Infantry, the proceedings, finding and sentence, are approved, but upon the recommendation of three members of the court, and in consideration of the previous good character of the prisoner, as testified to by his company commander, the sentence is remitted.

Private *Tague* will be restored to duty.

III...The General Court Martial convened at Fort Laramie, W.

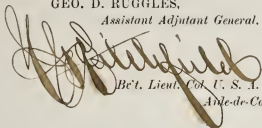
T., pursuant to Paragraph 2, Special Orders No. 49, current series, from these Headquarters, and of which Brevet Major *A. B. Cain*, Captain 4th Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

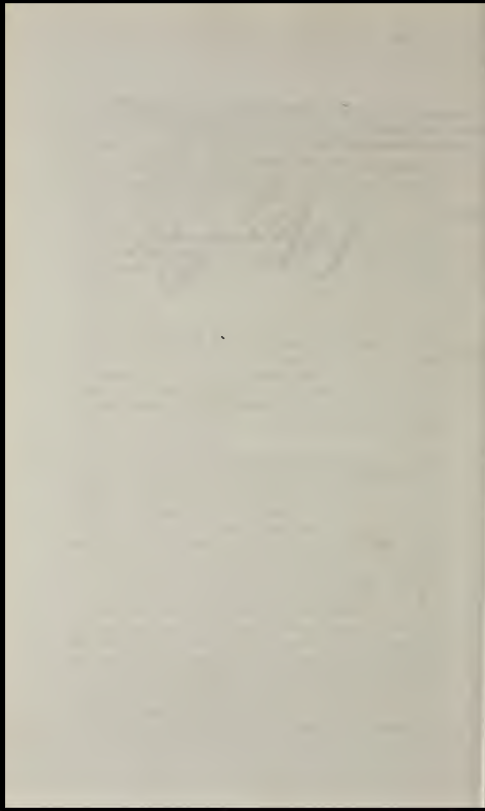
*Assistant Adjutant General.*

OFFICIAL:

A large, stylized handwritten signature in dark ink, likely belonging to W. B. Ruggles, is written over the printed name and title. The signature is highly cursive and fluid.

*Bvt. Lieut. Col. U. S. A.*

*Aide-de-Camp.*



## G. C. M

- Private *George W. Dyson*, }  
1. Private *Christ Rockeman*, } Company "I," 2d Cavalry.  
Private *John Bell*, }  
2. Saddler *James Vane*, Company "E," 2d Cavalry.  
3. Private *Michael Neville*, Company "D," 2d Cavalry.  
4. Private *James G. Rieley*, Company "A," 9th Infantry.  
5. Private *Andrew Likehart*, Company "A," 2d Cavalry.  
6. Private *William Cusick*, Company "E," 2d Cavalry.  
7. Private *Michael Hurligan*, Company "I," 2d Cavalry.  
8. Private *John Casey*, Company "A," 9th Infantry.

### HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, May 10, 1870.*

#### GENERAL ORDERS, } No. 18. }

1..Before a General Court Martial which convened at Omaha Barracks, Neb., pursuant to Paragraph 3, Special Orders No. 49, current series, from these Headquarters, and of which Brevet Colonel *A. G. Brackett*, Lieutenant Colonel 2d Cavalry, is President, were arraigned and tried:—

1st. Private *George W. Dyson*, Private *Christ Rockeman* and Private *John Bell*, Company "I," 2d Cavalry.

CHARGE—"Mutiny, in violation of the 7th Article of War."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence them, Private *George W. Dyson*, Private *Christ Rockeman* and Private *John Bell*, Company "I," 2d Cavalry, each, "To forfeit to the United States all pay and allowances now due or that may become due; to be confined at hard labor under charge of the guard, wearing a ball weighing twenty-four pounds attached to the left leg by a chain six feet long, for the period of three years, at the end of that time to have his head shaved, and be drummed out of the United States service."

2d. Saddler *James Vane*, Company "E," 2d Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Saddler *James Vane*, Company "E," 2d Cavalry, "To forfeit to the United States all pay and allowances now due or that may become due; to be confined at hard labor under charge of the guard for six months, wearing a ball weighing twenty-four pounds attached to his left leg by a chain six feet long, for the same period, at the end of that time to have his head shaved, and be drummed out of the United States service."

3d. Private *Michael Nerille*, Company "D," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

PLEA—To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Michael Nerille*, Company "D," 2d Cavalry, "To forfeit to the United States all pay and allowances now due or that may become due; to be confined at hard labor under charge of the guard for six months, wearing a ball weighing twenty-four pounds attached to his left leg by a chain six feet long for the same period, at the end of that time to have his head shaved, and be drummed out of the United States service."

11th. Private *James G. Rieley*, Company "A," 9th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In, that Private *James G. Rieley*, Company "A," 9th Infantry, did become so drunk as to be unable to perform his duty as a soldier.

This at or near Omaha Barracks, Neb., on the 8th, 9th, 10th and 11th, days of March, 1870.

Specification 2—In, that Private *James G. Rieley*, Company "A,"

9th Infantry, was so drunk as to be unable to turn out for drill when ordered to do so by 1st Sergeant *J. W. Young*, Company "A," 9th Infantry.

This at Omaha Barracks, Neb., on or about the 18th day of March, 1870.

Specification 3—In, that Private *James G. Rieley*, Company "A," 9th Infantry, having been detailed as cook's police or assistant cook, did become so drunk as to be unable to perform his duty as such.

This on or about the 18th day of March, 1870, at Omaha Barracks, Neb.

Specification 4—In, that Private *James G. Rieley*, Company "A," 9th Infantry, having been detailed as cook's police or assistant cook, did become so drunk as to be unable to perform his duty as such.

This on or about the 19th day of March, 1870, at Omaha Barracks, Neb.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *James G. Rieley*, Company "A," 9th Infantry, "To forfeit to the United States ten dollars per month of his monthly pay for the period of four months."

5th. Private *Andrew Likehart*, Company "A," 2d Cavalry.

CHARGE—"Absence without leave."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Andrew Likehart*, Company "A," 2d Cavalry, "To forfeit to the United States ten dollars per month of his monthly pay for two months."

6th. Private *William Cusick*, Company "E," 2d Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *William Cusick*, Company "E," 2d Cavalry, "To forfeit to the United States all pay and allowances now due or that may become due; to be confined at hard labor under charge of the guard for the period

of six months, at the end of that time to have his shaved, and be drummed out of the United States service."

7th. Private *Michael Halligan*, Company "I," 2d Cavalry.

CHARGE 1—"Abandoning his carbine, to the prejudice of good order and military discipline."

CHARGE 2—"Offering violence to his superior officer in the execution of his office."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Michael Halligan*, Company "I," 2d Cavalry, "To forfeit to the United States all pay and allowances now due or that may become due; to be confined at hard labor under charge of the guard for the period of one year, at the end of that time to have his head shaved, and be drummed out of the United States service."

8th. Private *John Casey*, Company "A," 9th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In, that *John Casey*, a Private of Company "A," 9th Infantry, being regularly mounted as a sentinel of the post guard, did, while in charge of prisoners as supernumary sentinel, permit and suffer to escape, *Thomas Cahill*, a Private of Company "K," 2d Cavalry, a prisoner undergoing sentence, and at the time under his charge.

All this at Omaha Barracks, Neb., on or about the 26th of March, 1870.

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John Casey*, Company "A," 9th Infantry, "To be confined at hard labor under charge of the guard for three months, and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

II.—In the foregoing cases of Private *James G. Rieley*, Company "A," 9th Infantry, and Private *Andrew Likehart*, Company "A," 2d Cavalry, the proceedings, findings and sentences, are approved and confirmed, and the sentence, in each case, will be duly executed by the proper commanding officer.



In the foregoing case of Private *John Casey*, Company "A," 9th Infantry, the proceedings, finding and sentence, are approved and confirmed, and the sentence will be duly executed, at the post where the company of the prisoner may be serving, by the proper commanding officer.

In the foregoing cases of Privates *George W. Dyson*, *Christ Rockmann* and *John Bell*, Company "I," Saddler *James Vane*, Company "E," Private *Michael Neville*, Company "D," Private *William Cusick*, Company "E," and Private *Michael Halligan*, Company "I," of the 2d Cavalry, the proceedings, findings and sentences, are approved and confirmed, and the sentence, in each case, will be duly executed by the proper commanding officer.

Omaha Barracks, Neb., is designated as the place of confinement.

III...The General Court Martial convened at Omaha Barracks, Neb., pursuant to Paragraph 3, Special Orders No. 49, current series, from these Headquarters, and of which Brevet Colonel *A. G. Brackett*, Lieutenant Colonel 2d Cavalry, is President, is hereby dissolved.

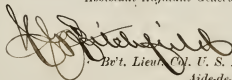
IV...The General Court Martial convened at Fort D. A. Russell, W. T., pursuant to Paragraph 2, Special Orders No. 231, series of 1869, from these Headquarters, and of which Brevet Major General *John H. King*, Colonel 9th Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:



*Bvt. Lieut. Col. U. S. A.*

*Aide-de-Camp.*





HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, May 13, 1870.*

GENERAL ORDERS, }  
No 19. }

I...The attention of all concerned is called to Note 3, on final statement blank, which provides for the transfer of the final statements of a discharged soldier without depriving him of his discharge.

It is hereby made the duty of the officer signing the discharge to give it in person to the soldier discharged, and to instruct him that under no circumstances can he be compelled to part with it.

II...Weekly reports of trains passing posts will be discontinued.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Bvt Lieut. Col. U. S. A.*

*Aide-de-Camp.*

STATE OF NEW YORK  
IN SENATE  
January 10, 1890.

REPORT  
OF THE

COMMISSIONERS OF THE LAND OFFICE  
IN RESPONSE TO A RESOLUTION PASSED BY THE SENATE  
MAY 1, 1889, AND A RESOLUTION PASSED BY THE ASSEMBLY  
JANUARY 1, 1890, RELATIVE TO THE LANDS BELONGING TO THE STATE.  
ALBANY: J. B. LEECH, STATE PRINTER.  
1890.

100-0000

1890

*Return Room*  
*File*



HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, May 31, 1870.*

GENERAL ORDERS, }  
No 20. }

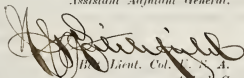
Captain *William A. Jones*, Corps of Engineers, having reported to the Commanding General in obedience to Paragraph 2, Special Orders No. 103, current series, from the Headquarters of the Army, is announced as Engineer Officer of this Department.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

  
W. B. Smith  
1st Lieut. Col. U. S. A.  
Adj. de Camp



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*Handwritten signature or name, possibly "H. B. ..."*

## HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, June 1, 1870.*

GENERAL ORDERS, }  
No 21. }

The Commanding General announces the following creditable encounters of troops in this Department with hostile Indians, as having taken place during the past month.

To the officers and soldiers mentioned he extends his acknowledgments for personal gallantry and valuable services:—

1. At 5 o'clock A. M., on the 4th of May, 1870, Brevet Major *D. S. Gordon*, with his Company, "D," 2d Cavalry, near Atlantic City, Wyoming Territory, discovered and charged a body of Indians in possession of stolen stock, recovering all the animals, killing two Indians, wounding one and dispersing the balance. Later in the day, with First Lieutenant *Charles B. Stambaugh*, 2d Cavalry, and ten men, he encountered and fought for one hour and a half a party of from sixty to seventy Indians, killing five and wounding several. His loss was Lieutenant *Stambaugh* killed, and Sergeant *Brown* seriously wounded.

Major *Gordon* commends the conspicuous gallantry of Lieutenant *Stambaugh*. He also commends Lieutenant *Dinwiddie*, 2d Cavalry, for gallant and efficient service, and makes honorable mention of 1st Sergeant *Kneass*, Sergeants *Moore*, *Shafer* and *Brown*, Corporals *Larkin* and *Roller*, and Blacksmith *Neil*.

2. On the 15th of May, 1870, Sergeant *Patrick Leonard* and four men of Company "C," 2d Cavalry, searching on the Little Blue, Neb., for strayed horses, were suddenly surrounded and fired upon by a party of fifty Indians. Private *Hubbard* and two horses were wounded at the first fire. The Sergeant dismounted his party, giving his horses to be held by the wounded soldier. The Indians immediately charged, but were repulsed with one killed and, it is believed, three wounded. Sergeant *Leonard* then killed his two wounded horses and formed a breastwork of them. No sooner was this done than the Indians again charged, were again repulsed, and retired with two empty saddles, besides four Indians wounded. Within half an hour they returned for their dead and wounded, and for two hours kept up a series of feigned attacks and desultory sharp-

shooting. Failing to accomplish anything, they retired. The Sergeant then withdrew his party, having had all his horses killed, took under his charge a settler's family of two women and one child, and started for the lower settlements. Having gone about a mile he was again surrounded by Indians, who, upon the appearance of a party of surveyors, fled without renewing the attack. The Sergeant and his party reached Captain *Spaulding's* camp between 10 and 11 o'clock the same night.

Captain *Spaulding* commends Sergeant *Leonard* and Privates *George W. Thompson*, *Heth Canfield*, *Thomas Hubbard* and *Michael Himmelsbach*, all of Company "C," 2d Cavalry, to the notice of the Commanding General.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:



*1st Lieut. Col. U. S. A.*

*Adj. de-Camp.*



HEADQUARTERS DEPARTMENT OF THE PLATTE.

Omaha, Nebraska, June 1, 1870.

GENERAL ORDERS, }  
No 22. }



I...Before a General Court Martial which convened at Fort McPherson, Neb., pursuant to Paragraph 2. Special Orders No. 93, current series, from these Headquarters, and of which Brevet Major General *E. A. Carr*, Major 5th Cavalry, is President, were arraigned and tried:—

1. Private *Edward Holske*, Company "K," 9th Infantry.

CHARGE—"Disobedience of orders."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Edward Holske*, Company "K," 9th Infantry, "To forfeit to the United States twenty dollars of his pay."

The Court is thus lenient on account of the former services of the accused and his previous good character for obedience, as proved in evidence before the Court.

II...The proceedings, finding and sentence, in the case of Private *Edward Holske*, Company "K," 9th Infantry, are approved and confirmed, and the sentence will be duly executed by the proper commanding officer.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Bvt Lieut. Col. U. S. A.*

*Aide-de-Camp.*





HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha, Nebraska, June 9, 1870.*

GENERAL ORDERS, {  
No. 23. }

The camp on Atlantic Gulch, near Atlantic City, W. T., will be known as CAMP STAMBAUGH, in honor of First Lieutenant *Charles B. Stambaugh*, 2d Cavalry, killed in battle with Indians in that vicinity on the 4th day of May, 1870.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Br't, Lieut. Col. U. S. A.*

*Aide-de-Camp.*

THE UNIVERSITY OF CHICAGO  
DIVISION OF THE PHYSICAL SCIENCES

REPORT OF THE  
COMMISSIONERS OF THE  
UNIVERSITY OF CHICAGO  
FOR THE YEAR 1900

CHICAGO: THE UNIVERSITY OF CHICAGO PRESS

1901

PRINTED BY THE UNIVERSITY OF CHICAGO PRESS

CHICAGO, ILL.

HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha, Nebraska, June 10, 1870.*

GENERAL ORDERS, {  
No. 24. }

I...The employment of civilians to be paid by the Quartermaster's Department, without previous authority therefor from these Headquarters, is prohibited throughout this command. The only exception allowed to this rule will be in cases of emergency, when the action taken shall be immediately communicated by telegraph to these Headquarters, and be considered incomplete until the approval of the Commanding General shall have been returned to the employing officer.

II...The attention of officers performing subsistence duty is invited to Circular No. 10, Office Commissary General of Subsistence, Washington, D. C., July 23d, 1867.

Form No. 15 will be used in all practicable cases. If stores are called for by letter, the number of troops to be supplied, the number of days, the number of rations on hand of each article asked for, and the time when the stores should arrive at the post, should be stated.

Unless the requirements of the Circular above mentioned are strictly complied with, intelligent action cannot be taken upon a requisition, and an undue accumulation of stores to become stale before needed for use, or an inadequate supply, is likely to be the result.

The rules for making requisitions for Subsistence Stores will be followed, as far as applicable, in making requisitions for Commissary Property and Blanks and a similar form will be used.

Hereafter, requisitions will be made separately for each class of supplies, as follows:—

1st. Subsistence Stores, (articles of the ration and tobacco.)

2d. Subsistence Stores, (articles enumerated in Circular No. 1, Office Commissary General of Subsistence, series of 1870.)

3d. Subsistence Stores, (fresh vegetables.)

4th. Commissary Property.

5th. Blanks.

Articles will be entered on requisitions in the order prescribed for

invoices.

Requisitions will be transmitted in triplicate. After revision, one copy will be returned to the officer making the requisition, one copy will be sent to the Depot C. S., ordered to furnish the supplies, and the other copy will be filed in the Office of the Chief C. S.

BY COMMAND OF BREVET MAJOR GENERAL AUGER:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Br't Lieut. Col. U. S. A.*

*Aide-de-Camp.*

## G. C. M.

### OMAHA BARRACKS.

1. Private *Samuel Winterbottom*, Company "B," 2d Cavalry.
2. Private *John Turner*, Company "B," 5th Cavalry.
3. Private *Bernard J. Duffy*, Company "A," 9th Infantry.
4. Private *Joseph M. Willis*, Company "C," 9th Infantry.
5. Private *Emmett O'Brien*, Company "C," 9th Infantry.
6. Private *John Faulstich*, Company "F," 2d Cavalry.
7. Private *Edward Hamilton*, Company "C," 9th Infantry.
8. Private *Henry Kendall*, Company "C," 9th Infantry.

### FORT McPHERSON.

1. Private *James Delaney*, Company "K," 9th Infantry.
2. Private *Edward Hart*, Company "L," 5th Cavalry.
3. Private *Richard Simms*, Company "L," 5th Cavalry.

### HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, June 20, 1870.*

GENERAL ORDERS, }  
No 25. }

...Before a General Court Martial which convened at Omaha Barracks, Neb., pursuant to Paragraph 1, Special Orders No. 94, current series, from these Headquarters, and of which Brevet Colonel *Albert G. Brackett*, Lieutenant Colonel 2d Cavalry, is President, were arraigned and tried:—

1st. Private *Samuel Winterbottom*, Company "B," 2d Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Samuel Winterbottom*, Company "B," 2d Cavalry, "To forfeit to the United States all pay due or to become due; to be confined at hard labor under charge of the guard for six months, and at the expiration of his confinement to be drummed out of the United States service."

2d. Private *John Turner*, Company "B," 5th Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John Turner*, Company "B," 5th Cavalry, "To forfeit to the United States all pay and allowances now due or to become due; to be confined at hard labor under charge of the guard for the period of one year, and at the expiration of that time to be drummed out of the service."

3d. Private *Bernard J. Duffy*, Company "A," 9th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In, that Private *Bernard J. Duffy*, Company "A," 9th Infantry, being on daily duty as company cook, and having been ordered by Corporal *Henry W. Shafer*, Company "A," 9th Infantry, to repair to the company kitchen to cook dinner, did refuse to obey, and did disobey said order, Corporal *Shafer* being at the time in charge of the company kitchen and mess room.

This at Omaha Barracks, Neb., on or about the 13th day of May, 1870.

PLEA—"Not Guilty."

FINDING—"Not Guilty."

And the Court does therefore acquit him, Private *Bernard J. Duffy*, Company "A," 9th Infantry.

4th. Private *Joseph M. Willis*, Company "C," 9th Infantry.

CHARGE—"Violation of the 46th Article of War."

Specification—In, that Private *Joseph M. Willis*, Company "C," 9th Infantry, having been duly posted as a sentinel on post No. 3, was found asleep on his post between the hours of 12 o'clock P. M., and 1 o'clock A. M.

This at Omaha Barracks, Neb., on or about the night of the 15th day of May, 1870.

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Joseph M. Willis*, Company "C," 9th Infantry, "To forfeit to the United States eight dollars of his monthly pay, per month, for three months."

The Court is thus lenient on account of the long service and previous good conduct of the prisoner.

5th. Private *Emmett O'Brien*, Company "C," 9th Infantry.



CHARGE—"Desertion."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Emmett O'Brien*, Company "C," 9th Infantry, "To forfeit to the United States all pay now due and to become due; to be confined at hard labor under charge of the guard for a period of six months, and at the expiration of said time to be drummed out of the service."

6th. Private *John Feuchton*, Company "F," 2d Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John Feuchton*, Company "F," 2d Cavalry, "To forfeit to the United States all pay now due and to become due; to be confined at hard labor under charge of the guard for the period of six months, and at the expiration of said time to be drummed out of the service."

7th. Private *Edward Hamilton*, Company "C," 9th Infantry.

CHARGE—"Desertion."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Edward Hamilton*, Company "C," 9th Infantry, "To forfeit to the United States all pay now due or to become due; to be confined at hard labor under charge of the guard for six months, and at the expiration of said time to be drummed out of the service."

8th. Private *Henry Kendall*, Company "C," 9th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

Specification—In, that Private *Henry Kendall*, Company "C," 9th Infantry, did steal from the post hospital at Omaha Barracks on or about May 12th, 1870, seventeen blankets and two counterpanes, the property of the United States, and for which Acting Assistant Surgeon *James Shaw*, U. S. Army, is responsible.

PLEA—To the specification, 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification, 2d charge—"Guilty."

To the 2d charge—"Guilty."

FINDING—Of the specification, 1st charge—"Not Guilty."

Of the 1st charge—"Not Guilty."

Of the specification, 2d charge—"Guilty."

Of the 2d charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Henry Kendall*, Company "C," 9th Infantry, "To forfeit to the United States all pay now due and to become due; to be confined at hard labor under charge of the guard for a period of six months, and at the expiration of said time to be drummed out of the service, wearing a placard marked "THIEF," in large letters."

II...In the foregoing case of Private *Bernard J. Duffy*, Company "A," 9th Infantry, the proceedings, finding and acquittal, are approved.

Private *Duffy* will be restored to duty.

In the foregoing case of Private *Joseph M. Willis*, Company "C," 9th Infantry, the proceedings, finding and sentence, are approved and confirmed, and the sentence will be duly executed by the proper commanding officer.

In the foregoing cases of Private *Samuel Winterbottom*, Company "B," and Private *John Feuchton*, Company "F," 2d Cavalry, and Private *John Turner*, Company "B," 5th Cavalry, the proceedings, findings and sentences, are approved and confirmed, and the sentence, in each case, will be duly executed by the proper commanding officer.

Omaha Barracks, Neb., is designated as the place of confinement.

In the foregoing cases of Privates *Emmett O'Brien*, *Edward Hamilton* and *Henry Kendall*, all of Company "C," 9th Infantry, the proceedings, findings and sentences, are approved and confirmed, and the sentence, in each case, will be duly executed, at the post where the company of the prisoner may be serving, by the proper commanding officer.

III...Before a General Court Martial which convened at Fort McPherson, Neb., pursuant to Paragraph 2, Special Orders No. 93, current series, from these Headquarters, and of which Brevet Major General *E. A. Carr*, Major 5th Cavalry, is President, were arraigned and tried:—

1st. Private *James Delancy*, Company "K," 9th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Private *James Delaney* Company "K," 9th Infantry, a member of the detachment stationed at O'Fallon's Station, U. P. R. R., did approach Sergeant *W. H. Johnson*, of the same company and regiment, commanding detachment, and did refuse to do any further military duty at that place for the time being, saying that he wouldn't soldier at O'Fallon's until he had found out why Corporal *Bogler* had charged him seven dollars, and had seen his company commander, or words to that effect.

This at O'Fallon's Station, U. P. R. R., on or about the 21st day of May, 1870.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *James Delaney*, Company "K," 9th Infantry, "To forfeit to the United States eight dollars of his pay per month for two months, and to be confined at hard labor for the period of thirty days."

2d. Private *Edward Hart*, Company "L," 5th Cavalry.

CHARGE 1—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that Private *Edward Hart*, Company "L," 5th Cavalry, having been released from the guard-house after long confinement, did enter the quarters of Company "L," 5th Cavalry, in a boisterous and threatening manner, saying "I can whip any G—d d—d s—n of a b—h of a recruit that came in that batch," meaning the recruits that had joined Company "L," 5th Cavalry, and who were then utter strangers to him.

All this at or near Fort McPherson, Neb., on or about April 5th, 1870.

Specification 2—In this, that Private *Edward Hart*, Company "L," 5th Cavalry, did enter the quarters of Company "L," 5th Cavalry, in a boisterous and threatening manner, and assail *Joseph Glenan*, Recruit, Company "L," 5th Cavalry, by attempting to pull said *Joseph Glenan* from his bunk, saying "Are you one of them sons of b—s of recruits, one of them New York buffers," or words to that effect, threatening to whip him, the said *Joseph Glenan*, without cause or provocation.

All this at or near Fort McPherson, Neb., on or about April 5th, 1870.

Specification 3—In this, that Private *Edward Hart*, Company "L," 5th Cavalry, did enter the quarters of Company "L," 5th Cavalry, in a rude and boisterous manner, and assail Recruit *John Davis*, Company "L," 5th Cavalry, by pulling or attempting to pull said *Davis* from his bunk, saying "Get out of bed yon sluggard, for I want to slay you," or words to that effect, and offering to fight him, said *Davis*, without cause or provocation.

All this at or near Fort McPherson, Neb., on or about April 5th, 1870.

Specification 4—In this, that Private *Edward Hart*, Company "L," 5th Cavalry, did, when 1st Sergeant *David Thaler*, Company "L," 5th Cavalry, ordered Sergeant *Mondurant*, Company "L," 5th Cavalry, to take Private *Hart* to the guard-house, say "I wont go for any G—d d——d man in the company," or words to that effect, and refused to go as ordered.

All this at or near Fort McPherson, Neb., on or about April 5th, 1870.

Specification 5—In this, that Private *Edward Hart*, Company "L," 5th Cavalry, did, when Sergeant *Mondurant*, Company "L," 5th Cavalry, in the execution of his orders, attempt to carry said *Hart* to the guard-house, strike with his fist the said Sergeant *Mondurant*.

All this at or near Fort McPherson, Neb., on or about April 5th, 1870.

Specification 6—In this, that Private *Edward Hart*, Company "L," 5th Cavalry, did, when ordered to the guard-house by 1st Sergeant *Thaler*, Company "L," 5th Cavalry, strike twice with his fists the said Sergeant *Thaler*, he being then and there in the execution of his office.

Specification 7—In this, that Private *Edward Hart*, Company "L," 5th Cavalry, did, while being conveyed to the guard-house by Sergeant *Studly*, Sergeant *Mondurant* and three others, say to Sergeant *Mondurant* while in the execution of his duty, "You son of a b——h, I'll get the best of you yet, I can whip every son of a b——h in the company like you," or words to that effect, and did kick Sergeant *Mondurant*, and inflict severe injury on the said Sergeant *Mondurant*.

All this at or near Fort McPherson, Neb., on or about April 5th, 1870.

CHARGE 2—"Utter worthlessness, to the prejudice of good order and military discipline."

CHARGE 3—"Desertion."

PLEA—"Not Guilty."

FINDING—Of the 1st specification, 1st charge—"Guilty," except the words "I can whip any G—d d—d son of a b——h of a recruit that came in batch," and substituting the words therefor "I will fight any son of a b——h that came," and excepting the words "mean—the recruits who had just joined Company "L," 5th Cavalry, and who were then utter strangers to him."

Of the 2d specification, 1st charge—"Guilty."

Of the 3d specification, 1st charge—"Guilty."

Of the 4th specification, 1st charge—"Guilty."

Of the 5th specification, 1st charge—"Guilty."

Of the 6th specification, 1st charge—"Guilty."

Of the 7th specification, 1st charge—"Guilty," except the words "three others," substituting therefor the words "two others."

Of the 1st charge—"Guilty.."

Of the specification, 2d charge—"Guilty," inserting the words "for most of the time," after the words "has been prevented."

Of the 2d charge—"Guilty."

Of the specification, 3d charge—"Guilty."

Of the 3d charge—"Not Guilty of désertion," but "Guilty of absence without leave."

SENTENCE—And the Court does therefore sentence him, Private *Edward Hart*, Company "L," 5th Cavalry, "To forfeit all pay and allowances that are or may become due him, except necessary clothing; to be indelibly marked on the left hip with the letter "W," one and one-half inches long; to have his head shaved and be drummed out of the service, and then to be confined at hard labor, wearing a ball and chain for the period of one year at such place as the Department Commander may direct."

3d. Private *Richard Simms*, Company "L," 5th Cavalry.

CHARGE 1—"Violation of the 45th Article of War."

Specification—In this, that he, Private *Richard Simms*, Company "L," 5th Cavalry, being a member of the guard, did become so much under the influence of intoxicating liquors as to be unable to perform the duties of a soldier.

This at Fort McPherson, Neb., on or about the 12th day of February, 1870.

CHARGE 2—"Violation of the 99th Article of War."

Specification—In this, that he, Private *Richard Simms*, Company "L," 5th Cavalry, being a member of the guard, and having charge of Private *George Eslinger*, Company "I," 5th Cavalry, and one more prisoner, name unknown, did allow said Private *George Eslinger* and the other prisoner to get drunk while in his charge.

This at Fort McPherson, Neb., on or about the 12th day of February, 1870.

PLEA—"Not Guilty."

FINDING—Of the specification, 1st charge—"Not Guilty."

Of the 1st charge—"Not Guilty."

Of the specification, 2d charge—"Guilty," except the words "and the other prisoner."

Of the 2d charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Richard Simms*, Company "L," 5th Cavalry, "To forfeit to the United States eight dollars of his pay."

The Court is thus lenient in view of the fact that the prisoner has already suffered confinement for nearly three months, and has been performing duty since his release on the 25th of April last.

IV...In the foregoing case of Private *Richard Simms*, Company "L," 5th Cavalry, the proceedings, finding and sentence, are approved and confirmed, and the sentence will be duly executed by the proper commanding officer.

In the foregoing case of Private *James Delancy*, Company "K," 9th Infantry, the proceedings, finding and sentence, are approved and confirmed, and the sentence will be duly executed, at the post where the company of the prisoner may be serving, by the proper commanding officer.

In the foregoing case of Private *Edward Hart*, Company "L," 5th Cavalry, the proceedings, findings and sentence, are approved, but the sentence is mitigated to read as follows:—

"To be confined at hard labor under charge of the guard at the post where his company may be serving, wearing a twenty-four pound ball attached to his left leg by a chain six feet long, for the period of one year; and to forfeit to the United States all pay and allowances now due or that may become due for the same period, except necessary clothing and the just dues of the laundress."

As modified, the sentence will be duly executed by the proper commanding officer.

V...The General Court Martial convened at Omaha Barracks, Neb., pursuant to Paragraph 1, Special Orders No. 94, current series, from these Headquarters, and of which Brevet Colonel *Albert G. Brackett*, Lieutenant Colonel 2d Cavalry, is President, is hereby dissolved.

VI...The General Court Martial convened at Fort McPherson, Neb., pursuant to Paragraph 2, Special Orders No. 93, current series, from these Headquarters, and of which Brevet Major General *E. A. Carr*, Major 5th Cavalry, is President, is hereby dissolved.

VII...The General Court Martial convened at Fort Bridger, W. T., pursuant to Paragraph 2, Special Orders No. 58, current series, from these Headquarters, and of which Brevet Major *D. S. Gordon*, Captain 2d Cavalry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Br't. Lieut. Col. U. S. A.*

*Aide-de-Camp.*





HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, June 27, 1870.*

GENERAL ORDERS, }  
No 26. }

Major *H. P. Curtis*, Judge Advocate, having reported on the 26th instant, to the Commanding General in obedience to General Orders No. 16, current series, from the Headquarters of the Army, is announced as Judge Advocate of this Department.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Br't. Lieut. Col. U. S. A.*

*Aide-de-Camp.*

THE UNIVERSITY OF CHICAGO  
CHICAGO, ILL.

TO THE PRESIDENT OF THE UNIVERSITY OF CHICAGO  
FROM THE FACULTY OF THE DIVISION OF THE PHYSICAL SCIENCES

RESOLUTION OF THE FACULTY OF THE DIVISION OF THE PHYSICAL SCIENCES  
APPROVED BY VOTE OF THE FACULTY

AT A MEETING OF THE FACULTY OF THE DIVISION OF THE PHYSICAL SCIENCES  
Held at Chicago, Ill., on the 10th day of May, 1920

THE FACULTY OF THE DIVISION OF THE PHYSICAL SCIENCES  
DOES HEREBY RECOMMEND

TO THE PRESIDENT OF THE UNIVERSITY OF CHICAGO  
THE FOLLOWING RESOLUTION

## HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, July 1, 1870.*

GENERAL ORDERS, {  
No. 27. }

The Commanding General is happy to announce the following successful operations of troops in this Department during the month of June, 1870, viz:—

I...On the morning of the 7th of June, Second Lieutenant *Earl D. Thomas*, 5th Cavalry, with a part of Troop "I," 5th Cavalry, was dispatched from Fort McPherson in pursuit of Indians that had stolen stock from citizens in the vicinity. He left without breakfast and without rations. Pushing ahead at a gallop whenever possible, and at other times as rapidly as the trail would permit, crossing with trouble a deep stream with swampy approaches, delayed to examine camps and side trails, encountering rain with danger of losing the trail, and dismounting his men to follow it at dusk, when it could no longer be seen mounted, he held to the pursuit. After darkness set in, the men held their horses till daylight. At 4 o'clock the next morning the pursuit was renewed. At a little after 5 o'clock, Scout *Cody* reported a camp of Indians within one mile and a half; the command moved at a run, charged within 50 yards of the camp, when it was brought to a stand by a creek and swamp: ten or twelve horses struggled through; the Indians took to flight, leaving everything save the horses on which they were mounted. Lieutenant *Thomas* chased them three miles beyond the creek, captured their camp, a quantity of robes, blankets, saddles, clothing, bows and arrows, camp equipage and two rifles, and recovered all the stolen stock besides capturing other animals, in all thirty-three head of horses, ponies and mules. He then returned to Fort McPherson, where he arrived at 7 P. M., on the 8th ultimo, after a march of 120 miles in two days. He awards great credit to Scout *Cody* for the manner in which he followed the trail, and, for conspicuous gallantry in the fight, he commends Scout *Cody* and Sergeant *John Malloy* and Private *Blatchly Wright*, Troop "I," 5th Cavalry.

II...On the night of June 14th, 1870, one hundred and fifty Indians with two hundred and fifty head of stock crossed the Union Pacific

Railroad five miles east of Ogallala. Immediately upon learning the fact, Brevet Major *Elijah R. Wells*, First Lieutenant *Randolph Norwood* and thirty-seven men of Troop "E," 2d Cavalry, started for the point of crossing, which they reached at 1 o'clock A. M. Following the trail thence, they arrived at the North Platte at daybreak, crossed it with considerable difficulty, and came upon a large band of Indians which they chased thirty miles.

Major *Wells* captured one squaw, twenty-six lodges, ten ponies, two jacks, fifty six pack saddles laden with robes and dried buffalo meat, a large number of riding saddles, a quantity of carpenter's and other tools, some fine mess kits, a large number of water kegs, besides all the camp equipage of an Indian village. The squaw was set at liberty. Major *Wells* commends to favorable notice, First Lieutenant *Randolph Norwood*, Sergeant *Joseph Vanden*, Corporal *Clarence Marston*, Privates *Henry Gilbert*, *Michael Henfner*, *Wellington Price*, *James Riley* and *Alexander Patterson*, of Troop "E," 2d Cavalry.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:



*Bvt. Lieut. Col. U. S. A.*

*Aide-de-Camp.*

## HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, July 18, 1870.*

GENERAL ORDERS, }  
No 28. }

It is expected that all company officers, and competent enlisted men, in this Department, will gain such a knowledge of military signalling as to be able at any time to use the signal equipments issued to the posts, or if occasion requires to improvise apparatus of their own.

To this end, upon the receipt of this order, all practicable instruction will be given by Acting Post Signal Officers, under the direction of their several Post Commanders, without however interfering with other military duties, and a stated signal detail will be kept in practice at each post.

The following Returns and Reports will be hereafter required from the Acting Post Signal Officers in this Department:

1st. Quarterly Return of Signal Stores, to Chief Signal Officer of the Army.

2d. Tabulated Monthly Reports of officers and men instructed, to Chief Signal Officer of the Department.

3d. Monthly Report, by letter, to the Chief Signal Officer of the Department, of any cases in which official intercourse has been facilitated, or from which any public benefit has been derived.

4th. Monthly Report, to the Chief Signal Officer of the Army, through the Chief Signal Officer of the Department, of duties, station &c., in accordance with General Orders No. 54, current series, from Headquarters of the Army.

All applications for blanks, forms &c., will be made direct to the Chief Signal Officer of the Army.

Requisitions for signal property will be forwarded through Post Commanders to these Headquarters.

Any previous instructions conflicting with this order are hereby rescinded.

BY COMMAND OF BREVET MAJOR GENERAL AUGER:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Br't. Lieut. Col. U. S. A.*

*Aide-de-Camp.*



HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, July 19, 1870.*

GENERAL ORDERS, }  
No 29. }

Major *W. R. Gibson*, U. S. Army, having reported to the Commanding General in obedience to Paragraph 4, Special Orders No. 116, current series, from the Headquarters of the Army, on the 18th inst., is assigned to duty at these Headquarters, under the orders of the Chief Paymaster of the Department, from that date.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Br't. Lieut. Col. U. S. A.*

*Aide-de-Camp.*

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## G. C. M.

1. Private *Henry Gastler*, Company "F," 9th Infantry.
2. Private *Edward F. Early*, Company "F," 9th Infantry.
3. Private *Hugh Fitzpatrick*, Company "F," 9th Infantry.
4. Private *John Sheppard*, Company "F," 9th Infantry.
5. Private *Willis B. Studley*, Company "L," 5th Cavalry.
6. Private *Benjamin F. Sharp*, Company "L," 5th Cavalry.
7. Private *Byron Stevens*, Company "L," 5th Cavalry.
8. Private *John G. Pfitzner*, Company "L," 5th Cavalry.
9. Private *Hugh A. Devlin*, Company "D," 9th Infantry.
10. Private *John Coffee*, Company "B," 9th Infantry.

### HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, July 20, 1870.*

GENERAL ORDERS, }  
No 30. }

I...Before a General Court Martial which convened at Fort Sedgewick, C. T., pursuant to Paragraph 1, Special Orders No. 108, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *Edwin F. Townsend*, Major 9th Infantry, is President, were arraigned and tried:—

1st. Private *Henry Gastler*, Company "F," 9th Infantry.

CHARGE 1—"Violation of the 45th Article of War."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification 1—In that Private *Henry Gastler*, Company "F," 9th Infantry, having been duly detailed and marched on as a member of the post guard at Sidney Barracks, Neb., on or about the 4th day of May, 1870, did, when ordered by Lance Corporal *Frank Mason*, Company "F," 9th Infantry, Acting Sergeant of the guard, to surrender his gun, refuse to obey said order, and resist by force Lance Corporal *Frank Mason*, Company "F," 9th Infantry, in his efforts to disarm him; he, said Lance Corporal *Frank Mason*, Company "F," 9th Infantry, being in the execution of his duty.

This at Sidney Barracks, Neb., on or about the 4th day of May, 1870.

Specification 2—In, that Private *Henry Gastler*, Company "F,"

9th Infantry, having been duly detailed and marched on as a member of the post guard at Sidney Barracks, Neb on or about 4th day May, 1870, did use abusive and insulting language to Lance Corporal *Frank Mason*, Company "F," 9th Infantry, Acting Sergeant of the guard, he, Lance Corporal *Frank Mason*, Company "F," 9th Infantry, being in the execution of his duty; to-wit—did tell said Lance Corporal *Frank Mason*, Company "F," 9th Infantry, to "go to h—l, you G—d d — d son of a b——h," or words to that effect.

This at Sidney Barracks, Neb., on or about the 4th day of May, 1870.

Specification 3—In that Private *Henry Gastler*, Company "F," 9th Infantry, having been duly detailed and marched on as a member of the post guard at Sidney Barracks, Neb., on or about the 4th day of May, 1870, did act in a disorderly manner and did refuse to obey the orders of Lance Corporal *Frank Mason*, Company "F," 9th Infantry, Acting Sergeant of the guard; he, Lance Corporal *Frank Mason*, Company "F," 9th Infantry, being in the execution of his duty.

This at Sidney Barracks, Neb., on or about the 4th day of May, 1870.

Specification 4—In that Private *Henry Gastler*, Company "F," 9th Infantry, having been duly detailed and marched on as a member of the post guard at Sidney Barracks, Neb., on or about the 4th day of May, 1870, did threaten to shoot, and did attempt to shoot Lance Corporal *Frank Mason*, Company "F," 9th Infantry, Acting Sergeant of the guard; he, Lance Corporal *Frank Mason*, Company "F," 9th Infantry, being in the execution of his duty.

This at Sidney Barracks, Neb., on or about the 4th day of May, 1870.

Specification 5—In that Private *Henry Gastler*, Company "F," 9th Infantry, having been duly detailed and marched on as a member of the post guard at Sidney Barracks, Neb., on or about the 4th day of May, 1870, did use abusive and insulting language to First Lieutenant *James R. Hardenbergh*, 9th Infantry, Officer of the Day, and did tell said First Lieutenant *James R. Hardenbergh*, 9th Infantry, to kiss his ———, or words to that effect.

This at Sidney Barracks, Neb., on or about the 4th day of May, 1870.

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Henry Gastler*, Company "F," 9th Infantry, "To forfeit to the United States all pay and allowances that are or may become due, except the just dues of the laundress; to be confined at hard labor under charge of the guard for the period of twelve months; and then to be dishonorably discharged the service of the United States."

2d. Private *Edward F. Early*, Company "F," 9th Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In that Private *Edward F. Early*, Company "F," 9th Infantry, did, on the night of the 23d day of June, 1870, visit the town of Sidney, Neb., after tattoo, in violation of Post Orders No. 25, dated Headquarters Sidney Barracks, Neb., March 16th, 1870.

This at Sidney Barracks, Neb., on or about the 23d day of June, 1870.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Edward F. Early*, Company "F," 9th Infantry, "To forfeit to the United States eight dollars per month of his monthly pay for the period of two months."

3d. Private *Hugh Fitzpatrick*, Company "F," 9th Infantry.

CHARGE—"Violation of the 45th Article of War."

PLEA—To the 1st specification—"Not Guilty."

To the 2d specification—"Guilty."

To the 3d specification—"Not Guilty."

To the charge—"Not Guilty."

FINDING—Of the 1st specification—"Not Guilty."

Of the 2d specification—"Guilty."

Of the 3d specification—"Not Guilty."

Of the charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Hugh Fitzpatrick*, Company "F," 9th Infantry, "To be confined at hard labor under charge of the guard for the period of thirty days."

4th. Private *John Sheppard*, Company "F," 9th Infantry.

CHARGE—"Drunkenness on duty."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John Sheppard*, Company "F," 9th Infantry, "To be confined under charge of the guard at hard, labor at the post where his company may be serving, for the period of five months."

5th. Private *Willis B. Studley*, Company "L," 5th Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that Private *Willis B. Studley*, Company "L," 5th Cavalry, became drunk and disorderly at or near the camp of his company.

This at or near Lodge Pole Station, Neb., on or about the 22d day of June, 1870.

Specification 2—In this, that Private *Willis B. Studley*, Company "L," 5th Cavalry, did, when 1st Sergeant *David Thaler*, Company "L," 5th Cavalry, ordered him to lie down and keep quiet or he should put him in the guard-house, say to said 1st Sergeant *David Thaler*, "You cant put me in the guard-house, you cant do it," or words to that effect.

This at Camp of Company "L," 5th Cavalry, at or near Lodge Pole Station, Neb., on or about the 22d day of June, 1870.

Specification 3—In this, that Private *Willis B. Studley*, Company "L," 5th Cavalry, said to 1st Sergeant *David Thaler*, Company "L," 5th Cavalry, who was obeying an order of First Lieutenant *Brady*: "That grave digging son of a b——h, Lieutenant *Brady*, I'll get square with him, G—d d——n him," or words to that effect.

This at Camp of Company "L," 5th Cavalry, at or near Lodge Pole Station, Neb., on or about the 22d day of June, 1870.

PLEA—To the 1st specification—"Guilty."

To the 2d specification—"Not Guilty."

To the 3d specification—"Not Guilty."

To the charge—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Willis B. Studley*, Company "L," 5th Cavalry, "To be confined at

hard labor under charge of the guard for six months, and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

6th. Private *Benjamin F. Sharp*, Company "L," 5th Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

SPECIFICATION 1—In this, that Private *Benjamin F. Sharp*, Company "L," 5th Cavalry, became drunk and disorderly at or near the camp of his company.

This at or near Lodge Pole Station, Neb., on or about the 22d day of June, 1870.

SPECIFICATION 2—In this, that Private *Benjamin F. Sharp*, Company "L," 5th Cavalry, did, when 1st Sergeant *David Thaler*, Company "L," 5th Cavalry, was endeavoring to take said *Sharp* to the guard-house, resist said 1st Sergeant *Thaler*, while in the execution of his office, by striking at, and saying to 1st Sergeant *Thaler*, "No I'll be G—d d——d if I will now;" calling said 1st Sergeant *Thaler* a s—n of a b——h, or using words to that effect.

This at or near Camp of Company "L," 5th Cavalry, Lodge Pole Station, Neb., on or about the 22d day of June, 1870.

PLEA—To the 1st specification—"Guilty."

To the 2d specification—"Not Guilty."

To the charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Benjamin F. Sharp*, Company "L," 5th Cavalry, "To be confined at hard labor under charge of the guard for six months, and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

7th. Private *Byron Stevens*, Company "L," 5th Cavalry.

CHARGE—"Desertion."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Byron Stevens*, Company "L," 5th Cavalry, "To forfeit to the United States all pay and allowances due or that may become due, except the just dues of the laundress; to be confined under charge of the guard for the period of two years, wearing, attached to his left leg

by a chain four feet long, a ball weighing twenty-four pounds; then to be indelibly marked on the left hip with the letter "D," one inch in length, and to be dishonorably discharged from the service of the United States."

8th. Private *John G. Pfitzmier*, Company "L," 5th Cavalry.

CHARGE—"Desertion."

PLEA—" 'Not Guilty,' but 'Guilty of Absence without leave.' "

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John G. Pfitzmier*, Company "L," 5th Cavalry, "To forfeit to the United States all pay and allowances due or that may become due, except the just dues of the laundress; to be confined at hard labor under charge of the guard for two years, wearing, attached to his left leg by a chain four feet long, a ball weighing twenty-four pounds; then to be indelibly marked on the left hip with the letter "D," one inch in length, and to be dishonorably discharged the service of the United States."

9th. Private *Hugh A. Devlin*, Company "D," 9th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In that Private *Hugh A. Devlin*, Company "D," 9th Infantry, did become so drunk and disorderly in the company quarters of Company "D," 9th Infantry, as to make his confinement in the post guard-house necessary.

\* This at Fort Sedgwick, C. T., on the 22d day of June, 1870.

Specification 2—In that Private *Hugh A. Devlin*, Company "D," 9th Infantry, having been arrested and turned over to the guard by 1st Sergeant *John C. Ryan*, Company "D," 9th Infantry, did, while outside the post guard-house, use profane and abusive language, saying he would "whip the G—d d — d son of a b——h," meaning the said 1st Sergeant *John C. Ryan*; and did resist the endeavors of the guard to confine him, until the guard used force to make him obey.

This at Fort Sedgwick, C. T., on the 22d day of June, 1870.

Specification 3—In that Private *Hugh A. Devlin*, Company "D," 9th Infantry, did, without cause or provocation, abuse and threaten Private *Thomas Murray*, Company "D," 9th Infantry, repeatedly calling him a son of a b——h, and threatening to break his, (the said *Murray's*,) back.

This at Fort Sedgwick, C. T., on the 24th day of June, 1870.

PLEA—To the 1st specification—"Not Guilty."

To the 2d specification—"Not Guilty."

To the 3d specification—"Not Guilty," except the words  
"to break his, (the said *Murray's*,) back," and of this  
"Guilty."

To the charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Hugh A. Devlin*, Company "D," 9th Infantry, "To forfeit to the United States fifteen dollars per month of his monthly pay for one month, and to be confined at hard labor under charge of the guard for twenty days."

10th. Private *John Coffee*, Company "B," 9th Infantry.

CHARGE 1—"Violation of the 45th Article of War."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification 1—In that Private *John Coffee*, Company "B," 9th Infantry, while on daily duty, having been regularly detailed as one of the post garden party, did absent himself therefrom, and did become disorderly and quarrelsome, rendering his confinement necessary.

This at Fort Sedgwick, C. T., on the 30th day of June, 1870.

Specification 2—In that Private *John Coffee*, Company "B," 9th Infantry, while on daily duty as post gardener, did absent himself therefrom and visit the store of the post trader, and did become intoxicated and quarrelsome, violently attacking with a part of the counter scale, *Walter D. Adams*, a clerk in said store.

This at Fort Sedgwick, C. T., on the 30th day of June, 1870.

PLEA—To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the 1st specification, 2d charge—"Guilty."

To the 2d specification, 2d charge—"Guilty," except the words  
"violently attacking with a part of the counter  
scale, *Walter D. Adams*, a clerk in said store," and of  
these words—"Not Guilty."

To the 2d charge—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John Coffee*, Company "B," 9th Infantry, "To be confined at hard labor under charge of the guard for six months, and to forfeit to the United States eight dollars per month of his monthly pay for the same period."

II...In the foregoing case of Private *John Sheppard*, Company "F," 9th Infantry, the proceedings, findings, and sentence are approved and confirmed, and the sentence will be duly executed by the proper commanding officer.

In the foregoing cases of Private *John Coffee*, Company "B," Private *Hugh A. Devlin*, Company "D," and Private *Henry Gastler*, Company "F," 9th Infantry, and Privates *Byron Stevens* and *John G. Pfitzmier*, both of Company "L," 5th Cavalry, the proceedings, findings, and sentences, are approved and confirmed, and the sentence, in each case, will be duly executed at the post where the company of the prisoner may be serving, by the proper commanding officer.

In the foregoing case of Private *Edward F. Early*, Company "F," 9th Infantry, the proceedings, findings, and sentence are approved, but the sentence is mitigated to read as follows:—

"To forfeit to the United States eight dollars per month of his monthly pay for one month."

As modified, the sentence will be duly executed by the proper commanding officer.

In the foregoing case of Private *Benjamin F. Sharp*, Company "L," 5th Cavalry, the proceedings, findings, and sentence are approved, but the sentence is mitigated to read as follows:—

"To be confined at hard labor under charge of the guard for three months, and to forfeit to the United States ten dollars per month of his pay for the same period."

As modified, the sentence will be duly executed at the post where the company of the prisoner may be serving, by the proper commanding officer.

In the foregoing case of Private *Willis B. Studley*, Company "L," 5th Cavalry, the proceedings, findings, and sentence are approved; but, inasmuch as the acts of insubordination proven against the prisoner were clearly the consequence of intoxication, were not very



serious in themselves, and were apparently committed unconsciously, the sentence is mitigated to read as follows:—

“To be confined at hard labor under charge of the guard for two months, and to forfeit to the United States ten dollars per month of his monthly pay for the same period.”

As modified, the sentence will be duly executed at the post where the company of the prisoner may be serving.

In the foregoing case of Private *Hugh Fitzpatrick*, Company “F,” 9th Infantry, the proceedings, findings, and sentence, are approved, but upon the recommendation of the members of the Court, the sentence is remitted.

Private *Fitzpatrick* will be restored to duty.

III...The General Court Martial convened at Fort Sedgwick, C. T., pursuant to Paragraph 1, Special Orders No. 108, current series from these Headquarters, and of which Brevet Lieutenant Colonel *E. F. Townsend*, Major 9th Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Br't. Lieut. Col. U. S. A.*

*Aide-de-Camp.*

the first of these is the fact that the system is not a simple one, and that the results are not in general in accordance with the predictions of the simple theory.

The second of these is the fact that the system is not a simple one, and that the results are not in general in accordance with the predictions of the simple theory. The third of these is the fact that the system is not a simple one, and that the results are not in general in accordance with the predictions of the simple theory. The fourth of these is the fact that the system is not a simple one, and that the results are not in general in accordance with the predictions of the simple theory. The fifth of these is the fact that the system is not a simple one, and that the results are not in general in accordance with the predictions of the simple theory.

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## G. C. M.

1. Corporal *William Maloney*, Company "E," 4th Infantry.
2. Corporal *James Summers*, Company "A," 4th Infantry.
3. Private *George W. Raymer*, Company "E," 4th Infantry.
4. Corporal *James D. Woodward*, Company "A," 4th Infantry.
5. Corporal *Isaac Wallace*, Company "A," 4th Infantry.
6. Private *William Waters*, Company "H," 4th Infantry.
7. Private *Benson Smith*, Company "H," 4th Infantry.
8. Private *Sylvester Gough*, Company "A," 4th Infantry.
9. Private *William Chapman*, Company "E," 4th Infantry.
10. Private *Ralph Brunswick*, Company "H," 4th Infantry.
11. Private *Charles Jones*, Company "H," 4th Infantry.
12. Private *Hugh Kerr*, Company "A," 4th Infantry.

### HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, July 22, 1870.*

#### GENERAL ORDERS, } No 31. }

I...Before a General Court Martial which convened at Fort Fetterman, W. T., pursuant to Paragraph 2, Special Orders No. 94, current series from these Headquarters, and of which Brevet Colonel *Alexander Chambers*, Major 4th Infantry, is President, were arraigned and tried:—

1st. Corporal *William Maloney*, Company "E," 4th Infantry.

CHARGE—"Violation of the 45th Article of War."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Corporal *William Maloney*, Company "E," 4th Infantry, "To be reduced to the rank of a private soldier, and to be confined under charge of the guard for the period of two months."

2d. Corporal *James Summers*, Company "A," 4th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that he, Corporal *James Summers*, Company "A," 4th Infantry, having been duly placed in command of the post guard, and having been duly instructed by the officer of the

day, Captain *John Miller*, 4th Infantry, in regard to his duties, particularly that portion of them relating to the safe-keeping of prisoners under his charge; did permit, allow, or connive at the escape of three of said prisoners, viz: Privates *William Chapman*, *Charles Jones* and *Ralph Brunswick*; all of the 4th Infantry.

SPECIFICATION 2—In this, that he, Corporal *James Summers*, Company "A," 4th Infantry, being in command of the post guard duly mounted, did permit Privates *Chapman*, *Jones* and *Brunswick*, 4th Infantry, prisoners under his charge, to force a break in one of the walls of the prison room, through which they escaped.

All this at Fort Fetterman, W. T., between the hours of 8 and 9 o'clock P. M., April 3, 1870.

PLEA—"Not Guilty."

FINDING—Of the 1st specification—"Guilty except the words 'connive at.'"

Of the 2d specification—"Guilty."

Of the charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Corporal *James Summers*, Company "A," 4th Infantry, "To be reduced to the rank of a private soldier; to be confined at hard labor under charge of the guard for four calendar months; and to forfeit twelve dollars per month of his monthly pay for the same period."

3d. Private *George W. Raymer*, Company "E," 4th Infantry.

CHARGE—"Quitting and abandoning his post and arms; to the prejudice of good order and military discipline."

PLEA—To the 1st specification—"Not Guilty."

To the 2d specification—" 'Not Guilty,' except the words 'and resumed his post by the express orders of the officer of the day.' "

To the charge—"Not Guilty."

FINDING—Of the 1st specification—" 'Guilty,' except the words 'in front of the post guard house.' "

Of the 2d specification—"Finds the facts as set forth. but attaches no criminality thereto."

Of the charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *George W. Raymer*, Company "E," 4th Infantry, "To forfeit to the United States fourteen dollars of his monthly pay, per month, for

three months; to be confined in charge of the post guard for ten days after the receipt of the order promulgating the same, walking in front of the guard house eight hours per day between the hours of reveille and retreat for the same period, with an intermission of one hour."

4th. Corporal *James D. Woodward*, Company "A," 4th Infantry.

CHARGE—"Withdrawing and abandoning the post of the guard without proper authority so to do, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Corporal *James D. Woodward*, Company "A," 4th Infantry, "To be reduced to the rank of a private soldier; and to forfeit to the United States ten dollars of his monthly pay, for the period of four months."

The Court is thus lenient because the evidence in the case shows extenuating circumstances.

5th. Corporal *Isaac Wallace*, Company "A," 4th Infantry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In this, that he, the said Corporal *Isaac Wallace*, of Company "A," 4th Infantry, having been duly detailed as acting Sergeant of the post guard, did so far neglect his guard duty as to permit a corporal under him to withdraw and wholly abandon the post of the guard; and did allow the sentinel, who should have been walking post in front of the guard house, to remain inside the guard house without his musket in his hands; and did further neglect his duty in permitting the officer of the day to approach from the front of, and enter the guard house, unseen and unannounced; and did further neglect his duty by suffering himself to be found in bed without his arms or accoutrements, by the officer of the day, this after the first call for reveille had gone.

All this at Fort Fetterman, W. T., on the 14th of April, 1870.

PLEA—"Not Guilty."

FINDING—Of the specification—" 'Guilty' excepting the words 'or accoutrements.' "

Of the charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Corporal

*Isaac Wallace*, Company "A," 4th Infantry, "To be reduced to the rank of a private soldier; to be confined fifteen days in charge of the guard, this confinement to commence on the date of the receipt of the order promulgating the sentence at his post; and to forfeit twelve dollars of his monthly pay per month, for four months.

6th. Private *William Waters*, Company "H," 4th Infantry.

CHARGE—"Violation of the 46th Article of War."

PLEA—To the 1st specification—" 'Guilty,' except the words 'did leave his post and.' "

To the 2d specification—" 'Guilty,' except the words 'having abandoned his post.' "

To the charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *William Waters*, Company "H," 4th Infantry, "To forfeit to the United States twelve dollars per month of his monthly pay, for six months; and to be confined under charge of the guard for ten days, walking post under charge of sentinel No. 1, between the hours of 6 A. M. and 6 P. M., with one hour's intermission for dinner; the walking to commence on the date of the receipt of the order at the post at which the prisoner may be serving.

7th. Private *Benson Smith*, Company "H," 4th Infantry.

CHARGE 1—"Violation of the 46th Article of War."

CHARGE 2—"Desertion."

CHARGE 3—"Theft, to the prejudice of good order and military discipline."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Benson Smith*, Company "H," 4th Infantry, "To forfeit to the United States all pay and allowances that may be now due or that may become due; to be dishonorably discharged the United States military service; and to be confined at hard labor, in such penitentiary as the Department Commander may direct, for the period of two years."

8th. Private *Sylvester Gough*, Company "A," 4th Infantry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—"Not Guilty."

And the Court does therefore acquit him, Private *Sylvester Gough*, Company "A," 4th Infantry.

9th. Private *William Chapman*, Company "E," 4th Infantry,

CHARGE—"Desertion."

To which charge and the specification thereto, the accused pleaded "In bar of trial;" that his term of service had expired, and that he was a citizen at the time."

Having maturely considered the evidence adduced, the Court decided that this plea was inadmissible. The prisoner then pleaded "Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *William Chapman*, Company "E," 4th Infantry, "To forfeit all pay and allowances which are due or to become due; to be confined at hard labor, at such military prison as the Commanding General may direct, for the period of six months; and then to be dishonorably discharged the service."

10th. Private *Ralph Brunswick*, Company "H," 4th Infantry.

CHARGE—"Desertion."

PLEA—To the 1st specification—"Guilty," except the words 'for the purpose of deserting the service of the United States.'"

To the charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Ralph Brunswick*, Company "H," 4th Infantry, "To be confined in such military prison or other place of confinement as may be designated by the reviewing authority, and kept at hard labor for the period of ten months; and to forfeit to the United States thirteen dollars, per month of his monthly pay for the same period."

11th. Private *Charles Jones*, Company "H," 4th Infantry.

CHARGE—"Desertion."

PLEA—To the 1st specification—"Not Guilty."

To the 2d specification—"Guilty," except the words 'for the purpose of deserting the service of the United States.'"

To the charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Charles Jones*, Company "H," 4th Infantry, "To forfeit all pay and allowances now due, and to forfeit to the United States thirteen dollars per month of his monthly pay for the period of ten calendar months; and to be confined under charge of the guard at hard labor, at the post where his company may be serving, for the period of ten calendar months."

12th. Private *Hugh Kerr*, Company "A," 4th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that he, First Sergeant *Hugh Kerr*, (now a private) of Company "A," 4th Infantry, did change and alter, or cause to be changed and altered; an order for one pint or bottle of whisky, given to Corporal *Isaac Wallace* of Company "A," 4th Infantry, by his company commander, substituting the word "gallon" for "pint" or "bottle;" thereby enabling the Corporal to obtain eight times the quantity of liquor contemplated in the order.

This at or near Fort Fetterman, W. T., on or about December 25th, 1869.

Specification 2—In this, that he, First Sergeant *Hugh Kerr*, (now a private) of Company "A," 4th Infantry, did proceed to the store of the post trader in company with Corporal *Isaac Wallace*, of Company "A," 4th Infantry, and did present the order alluded to in first specification, to the post trader, for one gallon of whisky which he received at the same time; well knowing the said order to have been changed and altered by himself in the following manner, to wit:—By substituting the word "gallon" for "pint" or "bottle."

All this at Fort Fetterman, W. T., on or about December 25th, 1869.

Specification 3—In this, that he, First Sergeant *Hugh Kerr*, (now a private) of Company "A," 4th Infantry, having been called as a witness for the prosecution before a garrison court martial in the case of Corporal *Isaac Wallace*, Company "A," 4th Infantry, who was charged with making the alteration in the order of his company commander on the post trader, dated Fort Fetterman, W. T., December 25th, 1869, and alluded to in the above specification, to wit: The alteration by substitution of the word "gallon" for "pint"



or "bottle;" did testify upon oath before said court martial, that he had no previous understanding with Corporal *Wallace* in reference to said order, and that he did not know how much liquor the order called for, and on being questioned by said court as follows, viz:—"Do you know of the said order having been changed in any way after having been signed by Captain *Miller*, replied, "No I do not;" all of which was wilfully false in fact and spirit.

This at Fort Fetterman, W. T., on or about December 30th, 1869.

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Hugh Kerr*, Company "A," 4th Infantry, "To forfeit all pay and allowances now due or to become due; to be dishonorably discharged the service of the United States; and to be confined in such penitentiary as the General Commanding the Department may direct for seven months."

II...The proceedings, findings, and sentences in the foregoing cases of Corporal *William Muloney* and Private *George W. Raymer*, Company "E," and Corporal *Isaac Wallace*, Company "A," of the 4th Infantry, are approved and confirmed, and the sentence in each case will be duly executed at the post where the company of the prisoner may be serving.

The proceedings, and findings in the foregoing case of Corporal *James Summers*, Company "A," 4th Infantry, are approved; but the sentence is regarded as too severe.

The evidence shows that the guard house in which the prisoners were confined and from which they effected their escape, was insecure and easily breached, and that Corporal *Summers* was guilty of a very slight degree of negligence, under the circumstances, in permitting the escape of these men. The sentence is therefore remitted. Corporal *Summers*, will be restored to duty.

In the foregoing case of Corporal *James D. Woodward*, Company "A," 4th Infantry, the proceedings, findings, and sentence are approved.

On the night alleged it appears that a very severe snow storm was prevailing, to which post No. 1, was exposed. On the sentinel on that post insisting, after standing nearly an hour, that he could not endure a two-hours tour without an interval of relief, the prison-

er, who was Corporal of the guard, attempted to see the officer of the day to obtain his instructions, but could not find him. It is probable that the officer of the day did not visit the guard house between tattoo and reveille. Under these circumstances the prisoner took the responsibility of changing post No. 1 to the door-way of the guard-house, which was more sheltered from the storm. In assuming this responsibility the Corporal over stepped his authority, but in view of the peculiar circumstances of the case, the prisoner's long confinement, and the apparent neglect of duty on the part of the officer of the day, the sentence is remitted, and the prisoner will be restored to duty.

In the foregoing case of Private *William Waters*, Company "H," 4th Infantry, the proceedings, finding, and sentence are approved, but the sentence is modified to read—"with two hours intermission for dinner."

As mitigated, the sentence will be duly executed, at the post where the company of the prisoner may be serving.

In the foregoing case of Private *William Chapman*, Company "E," 4th Infantry, the proceedings, finding, and sentence are approved, but the term of confinement is limited to one month.

As modified, the sentence will be duly executed, at the post where the company of the prisoner may be serving.

The proceedings, finding, and sentence in the foregoing case of Private *Ralph Brunswick*, Company "H," 4th Infantry, are approved; but in view of the prisoner's voluntary surrender after an absence of three days, the sentence is mitigated to read as follows:

To be confined at hard labor under charge of the guard, at the post where his company may be serving, for three months; and to forfeit to the United States ten dollars, per month, of his monthly pay for the same period.

As modified, the sentence will be duly executed.

The proceedings, finding, and sentence in the foregoing case of Private *Charles Jones*, Company "H," 4th Infantry, are approved; but in view of the prisoner's immediate return to camp after having escaped from the guard house, and his refusal to comply with the advice of his companions to persevere in his desertion, the sentence is mitigated to read as follows:—

To forfeit to the United States all pay and allowances, except the

just dues of the laundress, for three months; and to be confined at hard labor, under charge of the guard at the post where his company may be serving, for the same period.

As modified, the sentence will be duly executed.

In the foregoing case of Private *Hugh Kerr*, Company "A," 4th Infantry, the proceedings are approved, but the findings and sentence are disapproved.

Although it is not impossible that the accused was privy to the forgery in the order for liquor, or perhaps aided in the perpetration of the crime, yet the prosecution has failed, in the judgment of the reviewing authority, to establish these facts by reliable testimony; and the evidence is considered to be insufficient to justify the conviction of the prisoner.

The principal witnesses for the prosecution seem to be entitled to little credit; and it is to be observed that, according to the testimony of the company commander before another court, the crime of which the prisoner is convicted was acknowledged to have been committed by another person.

Private *Kerr* will be restored to duty.

The proceedings, findings and sentence, in the foregoing case of Private *Benson Smith*, Company "H," 4th Infantry, are approved and confirmed, and the sentence will be duly executed.

The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoner, to which place he will be conducted under suitable guard, and turned over to the warden of the penitentiary with a copy of this order.

The proceedings, findings and acquittal, in the foregoing case of Private *Sylvester Gough*, Company "A," 4th Infantry, are approved.

Private *Gough* will be restored to duty.

III...The General Court Martial convened at Fort Fetterman, W. T., pursuant to Paragraph 2, Special Orders No. 94, current series from these Headquarters, and of which Brevet Colonel *Alexander Chambers*, Major 4th Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Br't. Lieut. Col. U. S. A.*  
*Aide-de-Camp.*

THE UNIVERSITY OF CHICAGO  
DEPARTMENT OF CHEMISTRY

REPORT OF THE  
COMMISSIONERS OF THE  
BOARD OF CHEMISTRY

FOR THE YEAR  
1900-1901  
CHICAGO, ILL.  
1901

THE UNIVERSITY OF CHICAGO  
DEPARTMENT OF CHEMISTRY  
CHICAGO, ILL.  
1901

THE UNIVERSITY OF CHICAGO  
DEPARTMENT OF CHEMISTRY  
CHICAGO, ILL.  
1901

THE UNIVERSITY OF CHICAGO  
DEPARTMENT OF CHEMISTRY  
CHICAGO, ILL.  
1901

THE UNIVERSITY OF CHICAGO  
DEPARTMENT OF CHEMISTRY  
CHICAGO, ILL.  
1901



## G. C. M.

### FORT D. A. RUSSELL.

- ✓ 1. Private *Ephraim Deemer*, Company "B," 5th Cavalry.
- ✓ 2. Private *George Stoll*, Company "K," 5th Cavalry.
- ✓ 3. Private *Maurice Hart*, Company "I," 4th Infantry.
- ✓ 4. Private *Patrick Thompson*, Company "K," 2d Cavalry.
- ✓ 5. Private *James Cook*, Company "E," 5th Cavalry.
- ✓ 6. Private *William Davis*, Company "E," 5th Cavalry.
- ✓ 7. Sergeant *James Kelly*, Company "K," 5th Cavalry.
- ✓ 8. Private *James Connolly*, Company "A," 5th Cavalry.
- ✓ 9. Private *George Bacon*, Company "H," 9th Infantry.
- ✓ 10. Private *George Winckell*, Company "B," 5th Cavalry.
- ✓ 11. Private *Stephen Dunphy*, Company "G," 9th Infantry.
- ✓ 12. Private *John C. Brash*, Company "G," 9th Infantry.
- ✓ 13. Private *Charles Trandley*, Company "A," 5th Cavalry.
- ✓ 14. Private *Edward H. Kennedally*, Company "B," 5th Cavalry.

### OMAHA BARRACKS.

- ✓ 1. Private *James Sullivan*, Company "A," 9th Infantry.
- ✓ 2. Private *Andrew Tucker*, Company "M," 2d Cavalry.
- ✓ 3. Private *Michael Cook*, Company "A," 9th Infantry.
- ✓ 4. Private *Thomas O'Hara*, Company "C," 9th Infantry.

## HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, July 25, 1870.*

GENERAL ORDERS, }  
No 32.

1. Before a General Court Martial which convened at Fort D. A. Russell, W. T., pursuant to Paragraph 2, Special Orders No. 115, current series from these Headquarters, and of which Brevet Brigadier General *Luther P. Bradley*, Lieutenant Colonel 9th Infantry, is President, were arraigned and tried:—

1st. Private *Ephraim Deemer*, Company "B," 5th Cavalry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

The prosecution here stated that the principal witnesses were not available, whereupon a *nolle prosequi* was entered by order of the Court.

The proceedings in the case of Private *Ephraim Deemer*, Company "B," 5th Cavalry, are approved and confirmed. Private *Deemer* will be released from confinement.

2d. Private *George Stoll*, Company "K," 5th Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Private *George Stoll*, Company "K," 5th Cavalry, did feloniously take and carry away from the trading tent one quart of whiskey, more or less, of the value of two dollars or thereabouts, and the property of *Woodley* and *Hugus*.

This at the mail station Chng Creek, W. T., on or about May 23d, 1870.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *George Stoll*, Company "K," 5th Cavalry, "To forfeit to the United States eight dollars of his monthly pay per month for the period of three months."

The proceedings, findings, and sentence in the case of Private *George Stoll*, Company "K," 5th Cavalry, are approved and confirmed, and the sentence will be duly executed.

3d. Private *Maurice Hart*, Company "I," 4th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Private *Maurice Hart*, Company "I," 4th Infantry, a duly enlisted soldier in the United States service, did, while in confinement under charge of a military guard, undergoing a sentence for desertion imposed by General Court Martial (promulgated in General Orders No. 35, series 1869, Headquarters Department of the Platte) escape therefrom, on or about June 5th, 1869, at Fort Sanders, W. T., and did remain at large until apprehended on or about April 9th, 1870, at Cheyenne, W. T., and delivered up a prisoner to the Commanding Officer Fort D. A. Russell, W. T., thirty dollars reward paid for his re-apprehension.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Maurice Hart*, Company "I," 4th Infantry, "To forfeit to the United

States fourteen dollars of his monthly pay per month for the period of six months and to be confined at hard labor under charge of the guard for the same period after the expiration of his present sentence."

The proceedings, findings, and sentence in the case of Private *Maurice Hart*, Company "I," 4th Infantry, are approved and confirmed, and the sentence will be duly executed at the post where the company of the prisoner may be serving.

4th. Private *Patrick Thompson*, Company "K," 2d Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Patrick Thompson*, Company "K," 2d Cavalry, "To forfeit to the United States twelve dollars of his monthly pay per month for the period of ten months, and to be confined at hard labor under charge of the guard for the same period."

The proceedings, findings, and sentence in the case of Private *Patrick Thompson*, Company "K," 2d Cavalry, are approved and confirmed, and the sentence will be duly executed at the post where the company of the prisoner may be serving.

5th. Private *James Cook*, Company "E," 5th Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *James Cook*, Company "E," 5th Cavalry, "To forfeit all pay and allowances now due; to be confined at hard labor under charge of the guard at the post where his company may be serving, for the period of six months; and to forfeit to the United States fourteen dollars of his monthly pay per month during said confinement."

The proceedings, findings, and sentence in the case of Private *James Cook*, Company "E," 5th Cavalry, are approved and confirmed, and the sentence will be duly executed.

6th. Private *William Davis*, Company "E," 5th Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *William Daris*, Company "E," 5th Cavalry, "To forfeit all pay and allowances now due or that may become due; to be dishonorably discharged the service of the United States; and to be confined at hard labor, under charge of the guard where his company may be serving, for the period of six months; during said confinement to wear a ball and chain attached to his left leg, the ball to weigh twelve pounds and the chain to be two feet long."

The proceedings, findings, and sentence in the case of Private *William Daris*, Company "E," 5th Cavalry, are approved and confirmed, and the sentence will be duly executed. The prisoner to be discharged at the expiration of his term of confinement.

7th. Sergeant *James Kelly*, Company "K," 5th Cavalry.

CHARGE—"Assault and battery, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Sergeant *James Kelly*, Company "K," 5th Cavalry, "To be reduced to the rank of a private soldier; and to be confined at hard labor under charge of the post guard for the period of sixty days."

The proceedings, findings, and sentence in the case of Sergeant *James Kelly*, Company "K," 5th Cavalry, are approved and confirmed, and the sentence will be duly executed at the post where his company may be serving.

8th. Private *James Connolly*, Company "A," 5th Cavalry.

CHARGE 1—"Forgery, to the prejudice of good order and military discipline."

CHARGE 2—"Assault with intent to kill, to the prejudice of good order and military discipline."

CHARGE 3—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that he, Private *James Connolly*, Company "A," 5th U. S. Cavalry, (then a duty sergeant same company and regiment,) did assault First Sergeant *Thomas Ryan*, Company "A," 5th U. S. Cavalry, by striking him in the face with his fist, while the said First Sergeant *Thomas Ryan* was in the execution of the duties of his office.



This at Fort D. A. Russell, W. T., on or about May 31st, 1870.

Specification 2—In this, that he, Private *James Connolly*, Company "A," 5th U. S. Cavalry, (then a duty sergeant same company and regiment,) feloniously did offer, utter, dispose of, and put off a certain forged order for the payment of a certain sum of money to *J. D. Woolley*, Post Trader, Fort D. A. Russell, W. T., which said order is as follows:—that is to say—

"Fort D. A. Russell, W. T.

*April 21st, 1870.*

"For value received the paymaster of Company "A," 5th regiment of Cavalry, U. S. A., please pay *J. D. Woolley*, post trader, "five dollars, and deduct the same from my first monthly pay."

"Approved." R. P. WILSON."

*"James Connolly,"*

"Commanding Company,"

endorsed on back "*James Connolly*;" with intent to defraud the said post trader *J. D. Woolley*; and he, the said Private *James Connolly*, Company "A," 5th U. S. Cavalry, at the time he so uttered and published the forged order as aforesaid, then and there well knew that the name of *R. P. Wilson* affixed thereunto was a forgery.

This at Fort D. A. Russell, W. T., on or about April 21st, 1870.

Specification 3—In this, that he, Private *James Connolly*, Company "A," 5th Cavalry, (then a duty sergeant same company and regiment,) did become so much under the influence of intoxicating liquor as to be unable to perform his duty as a soldier.

This at Fort D. A. Russell, W. T., on or about May 28th, 1870.

Specification 4—In this, that he, Private *James Connolly*, Company "A," 5th Cavalry, (then a duty sergeant same company and regiment,) when addressed by First Sergeant *Thomas Ryan*, Company "A," 5th Cavalry, in reference to marching from stables to quarters with the company, did use the following language in reply, to-wit:—"G—d d——n the captain, G—d d——n the company, and G—d d——n you; Sergeant, I would rather be in the guard-house than out of it; put me in;" or words to that effect.

This at Fort D. A. Russell, W. T., on or about May 31st, 1870.

PLEA—To the specification, 1st charge—" 'Guilty,' excepting the words 'with intent to defraud.' "

To the 1st charge—"Guilty."

To the specification, 2d charge—"Guilty."

To the 2d charge—"Guilty."

To the 1st specification, 3d charge—"Guilty."

To the 2d specification, 3d charge—" 'Guilty,' excepting the words 'with intent to defraud.' "

To the 3d specification, 3d charge—"Guilty."

To the 4th specification, 3d charge—"Guilty."

To the 3d charge—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *James Connolly*, Company "A," 5th Cavalry, "To forfeit to the United States all pay and allowances now due or to become due; to be dishonorably discharged the service of the United States; and to be confined in such penitentiary as the Commanding General may direct for the period of two years."

In the case of Private *James Connolly*, Company "A," 5th Cavalry, the proceedings, findings, and sentence are approved.

In accordance with the opinion officially submitted by the court, that a mitigation of the sentence in this case will be followed by good results: which opinion is based on the ground that the prisoner did not fully understand the extreme gravity of his offences, and is not at heart a bad man, but is an intelligent and valuable soldier when not controlled by his besetting sin of drunkenness, the sentence is modified to read as follows:—"To forfeit all pay and allowances now due."

It is hoped that the prisoner will justify by his future conduct the favorable opinion of the officers before whom he was tried, and the clemency of the reviewing authority.

9th. Private *George Bacon*, Company "H," 9th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—Of the specification, 1st charge—" 'Guilty,' excepting the word 'desert,' substituting the words 'absent himself from.' "

Of the 1st charge—" 'Not Guilty,' but guilty of 'absence without leave.' "

Of the specification, 2d charge—"Guilty."

Of the 2d charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *George Bacon*, Company "H," 9th Infantry, "To forfeit to the United States all pay and allowances now due or to become due; to be dishonorably discharged the service of the United States; and to be confined in such penitentiary as the Commanding General may direct for the period of one year."

The proceedings, findings, and sentence in the case of Private *George Bacon*, Company "H," 9th Infantry, are approved and confirmed, and the sentence will be duly executed. The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoner, to which place he will be conducted under suitable guard. A copy of this order will be turned over to the warden of the penitentiary with the prisoner.

10th. Private *George Wincell*, Company "B," 5th Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that he, Private *George Wincell*, Company "B," 5th Cavalry, did, while a member of the post guard and in charge of two prisoners, Privates *Cook* and *Kelly*, Company "E," 5th Cavalry, permit said prisoners to get drunk.

This at Fort D. A. Russell, W. T., on or about May 25th, 1870.

Specification 2—In this, that he, Private *George Wincell*, Company "B," 5th Cavalry, did, while being confined by the sergeant of the post guard, resist said sergeant who was in the proper execution of the duties of his office.

This at Fort D. A. Russell, W. T., on or about May 25th, 1870.

PLEA—"Not Guilty."

FINDING—"Not Guilty."

And the Court does therefore acquit him, Private *George Wincell*, Company "B," 5th Cavalry.

The proceedings, findings, and acquittal in the case of Private *George Wincell*, Company "B," 5th Cavalry, are approved. Private *Wincell* will be restored to duty.

11th. Private *Stephen Dunphy*, Company "G," 9th Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct to the prejudice of good order and military

discipline, in violation of the 44th Article of War."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Stephen Dunphy*, Company "G," 9th Infantry, "To forfeit to the United States fifteen dollars of his monthly pay for one month."

In the case of Private *Stephen Dunphy*, Company "G," 9th Infantry, the second charge, though not fatally irregular, is informal and careless, and should not have been admitted in the pleadings in its present shape.

The proceedings, findings, and sentence are approved and confirmed, and the sentence will be duly executed.

12th. Private *John C. Brash*, Company "G," 9th Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct to the prejudice of good order and military discipline, in violation of the 44th Article of War."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John C. Brash*, Company "G," 9th Infantry, "To forfeit to the United States fifteen dollars of his monthly pay for one month."

In the case of Private *John C. Brash*, Company "G," 9th Infantry, the second charge, though not fatally irregular, is informal and careless, and should not have been admitted in the pleadings in its present shape.

The proceedings, findings, and sentence are approved and confirmed, and the sentence will be duly executed.

13th. Private *Charles Trandley*, Company "A," 5th Cavalry.

CHARGE—"Desertion."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Charles Trandley*, Company "A," 5th Cavalry, "To forfeit to the United States ten dollars of his monthly pay per month for six months; and to be confined at hard labor under charge of the guard where his company may be serving, for six months; during said confinement to wear a ball and chain attached to his left leg, the chain to be two feet long, and the ball to weigh twelve pounds."

In the case of Private *Charles Trandley*, Company "A," 5th Cavalry, the proceedings, findings, and sentence are approved; but in view of the imprisonment already undergone by the prisoner, and the improbability of his intention actually to desert, the sentence is mitigated to read as follows:—

"To be confined at hard labor under charge of the guard at the post where his company may be serving, for one month."

As modified, the sentence will be duly executed.

14th. Private *Edward H. Kenneally*, Company "B," 5th Cavalry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Private *Edward H. Kenneally*, Company "B," 5th Cavalry, having been duly summoned as a witness for the defense in the case of the United States *vs* Private *George Winzell*, Company "B," 5th Cavalry, by Lieutenant *George F. Price*, 5th Cavalry, Judge Advocate of a General Court Martial convened at this post, by virtue of Special Orders No. 115, current series from Headquarters Department of the Platte, and of which Brevet Brigadier General *Luther P. Bradley*, Lieutenant Colonel 9th Infantry, is President, and duly and lawfully organized and in session; and notified to appear at 10 o'clock A. M., July 5th, 1870, or as soon thereafter as practicable, did neglect to obey said summons, and was not in attendance on said court as a witness when his name was called by the Judge Advocate aforesaid.

This at Fort D. A. Russell, W. T., as above specified.

CHARGE 3—"Worthlessness because of habitual drunkenness and absence without leave, to the prejudice of good order and military discipline."

Specification—In this, that he, Private *Edward H. Kenneally*, Company "B," 5th Cavalry, duly enlisted as a soldier in the United States Army, December 19th, 1869, has been since that date confined for drunkenness and absence without leave, as follows:—

January 21st to 23d, 1870; February 10th, to February 12th, 1870; March 26th, to March 30th, 1870; March 31st, to April 14th, 1870; April 21st, to April 23d, 1870; April 24th, to April 26th, 1870; April 27th, to June 14th, 1870; June 15th, to June 18th, 1870; thereby making himself worthless to the company and the

service.

This at Fort D. A. Russell, W. T.

PLEA—To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Guilty."

To the 2d charge—"Guilty."

To the specification, 3d charge—"In bar of trial,' that the averments of the specification as alleged, if true, show that they have been punishments inflicted on him for past offences; and that he cannot be rightfully held for trial, for punishments inflicted by those having authority over him and the power to inflict punishment on him for military offences."

After mature deliberation, the Court decided not to accept this plea on the ground that the matter alleged in the specification to the 3d charge is generally a matter of record in support of the charge.

The accused then pleaded

To the specification, 3d charge—"Not Guilty."

To the 3d charge—"Not Guilty."

FINDING—Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty."

Of the 2d charge—"Guilty."

Of the specification, 3d charge—"Guilty,' excepting the word and figures 'April 14th,' substituting therefor the word and figures 'April 13th,' and excepting the word and figures 'April 23d,' substituting therefor the word and figures 'April 24th.'"

Of the 3d charge—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Edward H. Kenneally*, Company "B," 5th Cavalry, "To forfeit to the United States all pay now due or to become due, and to be confined at hard labor under charge of the guard at the post where his company may be serving, for the term of three months, wearing a ball and chain; the ball weighing ten pounds, the chain three feet long; and at the end of that time to be drummed out of the service."

In the case of Private *Edward H. Kenneally*, Company "B," 5th Cavalry, the plea in bar offered by the prisoner, to the specification

under the 3d charge, should have been sustained. With this exception the proceedings, findings, and sentence are approved and confirmed, and the sentence will be duly executed.

II.—Before a General Court Martial which convened at Omaha Barracks, Neb., pursuant to Paragraph 3, Special Orders No. 125, current series from these Headquarters, and of which Brevet Colonel *Albert G. Brackett*, Lieutenant Colonel 2d Cavalry, is President, were arraigned and tried:—

1st. Private *James Sullivan*, Company "A," 9th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Violation of the 22d Article of War."

Specification—In that Private *James Sullivan*, Company "A," 9th Infantry, did, without being regularly discharged from the Army, enlist under the name of *Thomas Burke* as a recruit in the service of the United States.

This at St. Louis, Mo., on or about the 1st day of June, 1870.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *James Sullivan*, Company "A," 9th Infantry, "To be confined under charge of the guard at hard labor at the post where his company may be serving, for the period of six months; and to forfeit ten dollars per month of his monthly pay for the same period."

The proceedings, findings, and sentence in the case of Private *James Sullivan*, Company "A," 9th Infantry, are approved and confirmed, and the sentence will be duly executed.

2d. Private *Andrew Tucker*, Company "M," 2d Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Andrew Tucker*, Company "M," 2d Cavalry, "To be confined at hard labor under charge of the guard for the period of one year; to forfeit to the United States all pay and allowances that are or may become due him; and at the expiration of his term of imprisonment to have his head shaved, and be drummed out of the service."

The proceedings, findings, and sentence in the case of Private *Andrew Tucker*, Company "M," 2d Cavalry, are approved and con-

firmed, and the sentence will be duly executed at the post where the company of the prisoner may be serving.

3d. Private *Michael Cook*, Company "A," 9th Infantry.

CHARGE—"Violation of the 45th Article of War."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Michael Cook*, Company "A," 9th Infantry, "To be confined at hard labor under charge of the guard for the period of three months."

The proceedings, findings, and sentence in the case of Private *Michael Cook*, Company "A," 9th Infantry, are approved and confirmed, and the sentence will be duly executed at the post where the company of the prisoner may be serving.

4th. Private *Thomas B. O'Hara*, Company "C," 9th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In that Private *Thomas B. O'Hara*, Company "C," 9th Infantry, did place one bottle of spirituous liquor in the sink adjoining the post guard-house at Omaha Barracks, Neb., for the purpose of conveying the same to prisoners under charge of the guard.

All this at Omaha Barracks, Neb., on or about the 7th day of July, 1870.

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Thomas B. O'Hara*, Company "C," 9th Infantry, "To forfeit to the United States ten dollars per month of his monthly pay for two months; and to be confined at hard labor under charge of the guard for the same period."

In the case of Private *Thomas B. O'Hara*, Company "C," 9th Infantry, the proof is thought to be insufficient to establish the charge beyond a reasonable doubt. The only evidence offered is to the effect that Private *O'Hara* was seen to enter the privy in question, and on his leaving it a bottle of whisky was found behind the door, and three prisoners of the guard approached the privy immediately afterwards. It is not easy to believe that had the bottle been behind the door before *O'Hara* went there, he would not have seen it; but the privy may have been dark, or he may have left the door open



while inside, or the internal arrangement of the building may have been such as to hide the bottle from a person ignorant that it was there. In the absence of any testimony upon either of these points, the circumstantial evidence against the prisoner is regarded as too feeble to justify his conviction.

The proceedings in the case are approved; the findings and sentence are disapproved.

Private *O'Hara* will be restored to duty.

III...The General Court Martial convened at Fort D. A. Russell, W. T., pursuant to Paragraph 2, Special Orders No. 115, current series from these Headquarters, and of which Brevet Brigadier General *Luther P. Bradley*, Lieutenant Colonel 9th Infantry, is President, is hereby dissolved.

IV...The General Court Martial convened at Omaha Barracks, Neb., pursuant to Paragraph 3, Special Orders No. 125, current series from these Headquarters, and of which Brevet Colonel *Albert G. Brackett*, Lieutenant Colonel 2d Cavalry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Bvt. Lieut. Col. U. S. A.*

*Aide-de-Camp.*



## G. C. M.

1. Private *Henry Leigh*, Company "I," 5th Cavalry.
2. Recruit *Edward C. Livingston*, 5th Cavalry.
3. Private *John Finckbinder*, Company "M," 5th Cavalry.
4. Corporal *James Brown*, Company "F," 5th Cavalry.
5. Private *Philip W. Hillsman*, Company "H," 5th Cavalry.

### HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, August 11, 1870.*

GENERAL ORDERS, }  
No 32 }

1. Before a General Court Martial which convened at Fort McPherson, Neb., pursuant to Paragraph 3, Special Orders No. 120, current series from these Headquarters, and of which Major *Eugene A. Carr*, 5th Cavalry, is President, were arraigned and tried:—

1st. Private *Henry Leigh*, Company "I," 5th Cavalry.

CHARGE 1—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Private *Henry Leigh*, Company "I," 5th Cavalry, when asked by Lieutenant *W. C. Forbush*, Adjutant 5th Cavalry, by what authority he left his company after it had started on a scout after hostile Indians, did reply that it was by direction of his company commander, when in fact he had received no instructions of the kind whatever, but deserted his company and returned to the garrison of Fort McPherson.

All this in the vicinity of Fort McPherson, Neb., on or about the 16th day of June, 1870.

CHARGE 2—"Disobedience of orders."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Henry Leigh*, Company "I," 5th Cavalry, "To be confined at hard labor for two months, and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

"The Court is thus lenient because the man is a recruit, is apparently very dull of intellect, and this appears to be his first offense."

The proceedings, findings, and sentence in the case of Private

*Henry Leigh*, Company "I," 5th Cavalry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

2d. Unassigned Recruit *Edward C. Livingston*, 5th Cavalry.

CHARGE 1—"Violation of the 9th Article of War."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that he, Unassigned Recruit *Edward C. Livingston*, 5th Cavalry, being a member of a detachment of recruits, did use insubordinate and threatening language to his superior and commanding officer, Lieutenant *A. W. Greely*, 5th Cavalry, commanding said detachment, saying: "It will be my turn when you are out on a scout," or words to that effect; and other menaces of like tenor.

This on a railroad train *en route* from Omaha to Fort McPherson, Neb., between the hours of 3 and 5 p. m., June 30th, 1870.

Specification 2—In this, that he, Unassigned Recruit *Edward C. Livingston*, 5th Cavalry, being a member of a detachment of recruits *en route* from Omaha to Fort McPherson, Neb., was drunk.

This on a railroad train on or about June 30th, 1870.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Recruit *Edward C. Livingston*, 5th Cavalry, (now Private Company "I," 5th Cavalry,) "To forfeit to the United States ten dollars per month of his monthly pay for four months, and to be confined at hard labor under charge of the guard for the same period."

The proceedings, findings, and sentence in the case of Private *Edward C. Livingston*, Company "I," 5th Cavalry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

3d. Private *John Finkbinder*, Company "M," 5th Cavalry.

CHARGE—"Violation of the 46th Article of War."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John Finkbinder*, Company "M," 5th Cavalry, "To be confined at hard labor under charge of the guard for four months, and to forfeit

to the United States ten dollars per month of his monthly pay for the same period."

The proceedings, findings, and sentence in the case of Private *John Finkbinder*, Company "M," 5th Cavalry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

4th. Corporal *James Brown*, Company "F," 5th Cavalry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Corporal *James Brown*, Company "F," 5th Cavalry, "To be reduced to the rank of a private soldier."

In the case of Corporal *James Brown*, Company "F," 5th Cavalry, the proceedings are approved.

The evidence in this case goes to show that the accused was in the performance of his duty when the prisoner in confinement effected his release, and that the latter made his escape through no culpable negligence of the accused; the findings and sentence are therefore disapproved.

Corporal *Brown* will be restored to duty.

5th. Private *Philip W. Hillsman*, Company "H," 5th Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Philip W. Hillsman*, Company "H," 5th Cavalry, "To be confined at hard labor under charge of the guard for three months; and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

The proceedings, findings, and sentence in the case of Private *Philip W. Hillsman*, Company "H," 5th Cavalry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

II.—The General Court Martial convened at Fort McPherson, Neb., pursuant to Paragraph 3, Special Orders No. 120, current series

from these Headquarters, and of which Major *Eugene A. Carr*, 5th Cavalry, is President, is hereby dissolved.

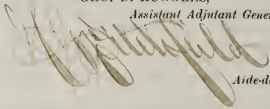
III...The General Court Martial convened at Fort D. A. Russell, W. T. pursuant to Paragraph 1, Special Orders No. 93, current series from these Headquarters, and of which Lieutenant Colonel *Thomas Duncan*, 5th Cavalry, is President, is hereby dissolved.

BY COMMAND OF BRIGADIER GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:



*Aide-de-Camp.*

HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, August 15, 1870.*

GENERAL ORDERS, }  
No 34. }

I...In accordance with instructions from the Headquarters of the Army, dated July 27th, 1870, the troops of this command will be required to wear the cartridge belt across the shoulder, according to present pattern until a new one is substituted, instead of supporting the cartridge box, bayonet &c., entirely by the waist belt, which practice is reported against by the Medical Officers of the Army as producing "Hæmaturia."

It is made the duty of the Inspector General of the Department to see that this order is enforced.

II...Judge Advocates of General Courts Martial, within this Department, are instructed not to resort for the execution of process to officers or persons other than officers or soldiers of the Army, except in cases of necessity where the latter cannot be employed without detriment to the military service.

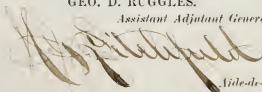
Whenever it shall be found absolutely necessary or advisable to employ civil officers or civilians for the service of process, Judge Advocates will embody in their certificate of such employment and duty, a statement of the necessity or propriety of such unusual action.

BY COMMAND OF BRIGADIER GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:



*Aide-de-Camp.*

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HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, August 20, 1870.*

GENERAL ORDERS, )  
No 35. )

I...The military post recently established near Provo City, Utah, is, with the approval of the Secretary of War, designated and announced as FORT RAWLINS, in honor of the late Major General *John A. Rawlins*.

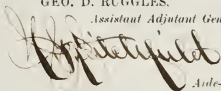
II...Camps Brown and Stambaugh, Wyoming Territory, heretofore sub-stations of Fort Bridger, W. T., are hereby announced as independent posts.

BY COMMAND OF BRIGADIER GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

A large, stylized handwritten signature in dark ink, appearing to read "H. Pitelid".

*Aide-de-Camp.*

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CAMP BROWN.

- ✓ 1. Private *William C. Nash*, Company "B," 4th Infantry.

CAMP STAMBAUGH.

- ✓ 1. Private *William Eugene*, Company "D," 2d Cavalry.  
✓ 2. Private *Patrick Furlong*, Company "D," 2d Cavalry.  
✓ 3. Private *John Miller*, Company "B," 2d Cavalry.  
✓ 4. Private *William P. Longley*, Company "B," 2d Cavalry.

FORT LARAMIE.

- ✓ 1. Private *William Ryan*, Company "K," 4th Infantry.  
✓ 2. Private *William O'Brien*, Company "F," 4th Infantry.  
✓ 3. Private *Elijah Wilson*, Company "K," 4th Infantry.  
✓ 4. Private *John Bell*, Company "F," 4th Infantry.  
✓ 5. Private *Edward Tague*, Company "F," 4th Infantry.  
✓ 6. Musician *William H. Leach*, Company "F," 4th Infantry.  
✓ 7. Private *William D. Bendell*, Company "F," 4th Infantry.

HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, August 26, 1870.*

GENERAL ORDERS, }  
No. 36. }

I..Before a General Court Martial which convened at Camp Brown, W. T., pursuant to Special Field Orders No. 5, current series from these Headquarters, and of which Major *Alexander J. Perry*, Quartermaster U. S. A., is President, was arraigned and tried:—

1st. Private *William C. Nash*, Company "B," 4th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *William C. Nash*, Company "B," 4th Infantry, "To forfeit to the United States all pay and allowances due him at the time of his trial, and in addition thereto his monthly pay, except the just dues of the laundress, for two months; and to be confined at hard labor under charge of the guard for the same period."

The proceedings, findings, and sentence in the case of Private *William C. Nash*, Company "B," 4th Infantry, are approved and

confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

11...Before a General Court Martial which convened at Camp Stambaugh, W.T., pursuant to Special Field Orders No. 6, current series from these Headquarters, and of which Major *R. D. Clarke*, Paymaster U. S. A., is President, were arraigned and tried:—

1st. Private *William Eugene*, Company "D," 2d Cavalry.

CHARGE—"Neglect of duty."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *William Eugene*, Company "D," 2d Cavalry, "To be confined at hard labor under charge of the guard for the period of six months, wearing a ball and chain weighing twenty-four pounds; and to forfeit to the United States all pay and allowances now due or that may become due during that period, except the just dues of the laundress."

The proceedings, findings, and sentence in the case of Private *William Eugene*, Company "D," 2d Cavalry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

2d. Private *Patrick Furlong*, Company "D," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Patrick Furlong*, Company "D," 2d Cavalry, "To be discharged the service of the United States; to be confined at such penitentiary as the Commanding General of the Department may direct for the period of two years; and to forfeit to the United States all pay and allowances due at the date of discharge, except the just dues of the laundress."

The proceedings, findings, and sentence in the case of Private *Patrick Furlong*, Company "D," 2d Cavalry, are approved, but the sentence of confinement in the penitentiary is mitigated to one year.

The penitentiary at Madison, Iowa, is designated as the place of confinement, to which place the prisoner will be conducted under suitable guard, and turned over to the warden of the penitentiary, with a copy of this order.

3d. Private *John Miller*, Company "B," 2d Cavalry,

CHARGE 1—"Desertion."

CHARGE 2—"Theft."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John Miller*, Company "B," 2d Cavalry, "To be discharged the service of the United States; to be confined at such penitentiary as the Commanding General of the Department may direct for the period of two years; and to forfeit to the United States all pay and allowances due at the date of discharge, except the just dues of the laundress."

The proceedings, findings, and sentence in the case of Private *John Miller*, Company "B," 2d Cavalry, are approved, but the sentence of confinement in the penitentiary is mitigated to one year.

The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoner, to which place he will be conducted under suitable guard, and turned over to the warden of the penitentiary, with a copy of this order.

4th. Private *William P. Longley*, Company, "B," 2d Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *William P. Longley*, Company "B," 2d Cavalry, "To be confined at hard labor under charge of the guard for a period of two years, wearing a ball and chain weighing twenty-four pounds; to forfeit all pay and allowances during that period; and at the expiration of sentence to be returned to duty with his company."

The proceedings, findings, and sentence in the case of Private *William P. Longley*, Company "B," 2d Cavalry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

III...Before a General Court Martial which convened at Fort Laramie, W. T., pursuant to Paragraph 3, Special Orders No. 131, current series from these Headquarters, and of which Captain *Avery B. Cain*, 4th Infantry, is President, were arraigned and tried:—

1st. Private *William Ryan*, Company "K," 4th Infantry.

CHARGE—"Sleeping on post, in violation of the 46th Article of War."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *William Ryan*, Company "K," 4th Infantry, "To be confined at hard labor under charge of the guard for the period of three months, and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

The proceedings, findings, and sentence in the case of Private *William Ryan*, Company "K," 4th Infantry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

2d. Private *William O'Brien*, Company "F," 4th Infantry.

CHARGE 1—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that he, Private *William O'Brien*, Company "F," 4th Infantry, was drunk and disorderly in his company quarters.

This at Fort Laramie, W. T., on the 29th day of July, 1870.

Specification 2—In this, that he, Private *William O'Brien*, Company "F," 4th Infantry, did strike with his clenched fist First Sergeant *Henry Wiht*, Company "F," 4th Infantry, at the same time calling him a "son of a bitch;" the said Sergeant *Wiht* being in the performance of his duty.

This at Fort Laramie, W. T., on the 29th day of July, 1870.

CHARGE 2—"Disobedience of orders, in violation of the 9th Article of War."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *William O'Brien*, Company "F," 4th Infantry, "To be confined under charge of the guard, wearing a ball weighing twenty-four pounds attached to his left leg by a chain six feet long, for the period of six months; and to forfeit to the United States six dollars per month of his monthly pay for the same period."

The proceedings, findings, and sentence in the case of Private *William O'Brien*, Company "F," 4th Infantry, are approved and

confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

3d. Private *Elijah Wilson*, Company "K," 4th Infantry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *Elijah Wilson*, Company "K," 4th Infantry, "To forfeit to the United States eight dollars per month of his monthly pay for the period of three months, and to be confined under charge of the guard for the same period."

The proceedings, findings, and sentence in the case of Private *Elijah Wilson*, Company "K," 4th Infantry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

4th. Private *John Bell*, Company "F," 4th Infantry.

CHARGE 1—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Private *John Bell*, Company "F," 4th Infantry, being on duty with a mounted fatigue party from Fort Laramie, W. T., did without leave from the non-commissioned officer in command of the said party, absent himself therefrom; did continue thus absent without returning to the said party; and did while thus absent visit a ranche located some two miles distant from the line of march of the said party.

This at or near Fort Laramie, W. T., on or about the 22d day of May, 1870.

CHARGE 2—"Violation of the 38th Article of War."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Private *John Bell*, Company "F," 4th Infantry, "To forfeit to the United States the money value of the arms and equipments lost, and to be confined at hard labor under charge of the guard for the period of three months, wearing a twenty-five pound ball attached to his left leg by a chain six feet long."

The proceedings, findings, and sentence in the case of Private

*John Bell*, Company "F," 4th Infantry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

5th. Private *Edward Tague*, Company "F," 4th Infantry.

CHARGE 1—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that he, Private *Edward Tague*, Company "F," 4th Infantry, did talk in a loud and boisterous manner in the vicinity of "F" Company, 4th Infantry mess-room, thereby disturbing the peace and quiet of the garrison.

This at Fort Laramie, W. T., July 30th, 1870.

Specification 2—In this, that he, Private *Edward Tague*, Company "F," 4th Infantry, did engage in a fist fight with Private *Patrick Thompson*, Company "G," 4th Infantry, in the vicinity of "F" Company, 4th Infantry, mess-room.

This at Fort Laramie, W. T., July 30th, 1870.

Specification 3—In this, that he, Private *Edward Tague*, Company "F," 4th Infantry, did resist, and attempt to strike and kick, Sergeant *Thomas Conlan*, Company "F," 4th Infantry, the said Sergeant *Conlan*, being in the performance of his duty.

This at Fort Laramie, W. T., July 30th, 1870.

CHARGE 2—"Disobedience of orders, in violation of the 9th Article of War."

PLEA—To the 1st specification 1st charge—"Guilty."

To the 2d specification 1st charge—"Guilty."

To the 3d specification 1st charge—"Not Guilty."

To the 1st charge—"Guilty."

To the 1st specification 2d charge—"Not Guilty."

To the 2d specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—Of the 1st specification 1st charge—"Guilty."

Of the 2d specification 1st charge—"Guilty."

Of the 3d specification 1st charge—"Guilty," except the words 'and attempt to strike and kick.'"

Of the 1st charge—"Guilty."

Of the 1st specification 2d charge—"Guilty."

Of the 2d specification 2d charge—"Guilty."

Of the 2d charge—"Guilty."



SENTENCE—And the Court does therefore sentence him, Private *Edward Tague*, Company "F," 4th Infantry, "To be confined at hard labor under charge of the guard for the period of four months, having attached to his left leg a ball weighing twenty-four pounds, by a chain six feet long; and to forfeit to the United States his monthly pay for the same period."

The proceedings, findings, and sentence in the case of Private *Edward Tague*, Company "F," 4th Infantry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

6th. Musician *William H. Leach*, Company "F," 4th Infantry.

CHARGE 1—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Musician *William H. Leach*, Company "F," 4th Infantry, did resist Sergeant *Henry Wilt*, Company "F," 4th Infantry, while he, the said Sergeant *Wilt*, was in the performance of his duty.

This at Fort Laramie, W. T., between the hours of 12 m. and 2 p. m. on the 30th day of July, 1870.

CHARGE 2—"Disobedience of orders, in violation of the 9th Article of War."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—And the Court does therefore sentence him, Musician *William H. Leach*, Company "F," 4th Infantry, "To be confined under charge of the guard for the period of two months, beating all calls for the guard; and to forfeit ten dollars per month of his monthly pay for the same period."

The proceedings, findings, and sentence in the case of Musician *William H. Leach*, Company "F," 4th Infantry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

7th. Private *William D. Bendell*, Company "F," 4th Infantry.

CHARGE 1—"Neglect of duty, to the prejudice of good order and military discipline."

CHARGE 2—"Sleeping on post, in violation of the 46th Article of War."

PLEA—To the specification 1st Charge—"Guilty," except the words "lying down on post."

To the 1st charge—"Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—Of the specification 1st charge—"Guilty," except the words "did lie down on his post and."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

SENTENCE—And the Court does therefore sentence him, Private *William D. Bendell*, Company "F," 4th Infantry, "To forfeit to the United States eight dollars per month of his monthly pay for the period of three months."

The proceedings, findings, and sentence in the case of Private *William D. Bendell*, Company "F," 4th Infantry, are approved and confirmed, and the sentence will be duly executed.

IV...The General Court Martial convened at Camp Brown, W. T., pursuant to Special Field Orders No. 5, current series from these Headquarters, and of which Major *Alexander J. Perry*, Quartermaster U. S. A., is President, is hereby dissolved.

V...The General Court Martial convened at Camp Stambaugh, W. T., pursuant to Special Field Orders No. 6, current series from these Headquarters, and of which Major *R. D. Clarke*, Paymaster U. S. A., is President, is hereby dissolved.

BY COMMAND OF BRIGADIER GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*

## G. C. M.

1. Private *Patrick Sullivan*, Company "G," 4th Infantry.
2. Private *Patrick Sullivan*, Company "G," 4th Infantry.
3. Private *Parley P. Harson*, Company "G," 4th Infantry.
4. Private *Parley P. Harson*, Company "G," 4th Infantry.
5. Private *Frank Sacsy*, Company "G," 4th Infantry.

### HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, September 3, 1870.*

GENERAL ORDERS, {  
No. 37. }

I...Before a General Court Martial which convened at Fort Laramie, W. T., pursuant to Paragraph 3, Special Orders No. 131, current series from these Headquarters, and of which Captain A. B. Cain, 4th Infantry, is President, were arraigned and tried:—

1st. Private *Patrick Sullivan*, Company "G," 4th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States all pay now due or that may become due, except the just dues of the landress; to be dishonorably discharged the service of the United States; and to be confined in such penitentiary as the Commanding General of the Department may direct for the period of three years."

The proceedings, findings, and sentence in the case of Private *Patrick Sullivan*, Company "G," 4th Infantry, are approved, but the term of confinement in penitentiary is mitigated to two years.

The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoner, to which place he will be conducted under suitable guard and turned over to the warden of the penitentiary with a copy of this order.

2d. Private *Patrick Sullivan*, Company "G," 4th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States all pay now due or that may become due; to have his head shaved; to be indelibly marked on the left hip with the letter "D," two and one-half inches in length; then to be dishonorably discharged from the service of the United States."

The proceedings, findings, and sentence, in the case of Private *Patrick Sullivan*, Company "G," 4th Infantry, are approved; but that portion of the sentence which directs the forfeiture of all pay now due or to become due is remitted, such forfeiture having been already imposed in the sentence pronounced upon the same prisoner at an earlier trial upon the same day. The remainder of the sentence will be duly executed.

3d. Private *Parley P. Harson*, Company "G," 4th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States all pay now due or that may become due, except the just dues of the laundress; to be dishonorably discharged the service of the United States; and to be confined in such penitentiary as the Commanding General of the Department may direct, for the period of three years."

The proceedings, findings, and sentence in the case of Private *Parley P. Harson*, Company "G," 4th Infantry, are approved, but the term of confinement in penitentiary is mitigated to two years.

The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoner, to which place he will be conducted under suitable guard, and turned over to the warden of the penitentiary with a copy of this order.

4th. Private *Parley P. Harson*, Company "G," 4th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States all pay now due or that may become due; to have his head shaved, and to be indelibly marked on the left hip with the letter "D," two and one-half inches in length; then to be dishonorably discharged from the service of the United States."

The proceedings, findings, and sentence in the case of Private *Parley P. Harson*, Company "G," 4th Infantry, are approved: but that portion of the sentence which directs the forfeiture of all pay now due or to become due is remitted, such forfeiture having been already imposed in the sentence pronounced upon the same prisoner at an earlier trial upon the same day. The dishonorable discharge is remitted for the same reason. The remainder of the sentence will be duly executed.

5th. Private *Frank Sarsy*, Company "G," 4th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States all pay now due or that may become due; to be dishonorably discharged from the service of the United States; and to be confined at such penitentiary or military prison as the Commanding General of the Department may direct for the period of three years."

The proceedings, findings, and sentence in the case of Private *Frank Sarsy*, Company "G," 4th Infantry, are approved, but the term of confinement is mitigated to two years.

The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoner, to which place he will be conducted under suitable guard and turned over to the warden of the penitentiary with a copy of this order.

BY COMMAND OF BRIGADIER GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*

THE UNIVERSITY OF CHICAGO  
DEPARTMENT OF THE HISTORY OF ARTS  
AND ARCHITECTURE  
1100 EAST 58TH STREET  
CHICAGO, ILLINOIS 60637  
TEL: 773-936-5000

OFFICE OF THE DEAN  
1100 EAST 58TH STREET  
CHICAGO, ILLINOIS 60637  
TEL: 773-936-5000

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TEL: 773-936-5000

## G. C. M.

### FORT McPHERSON.

1. Private *John H. Jackson*, Company "M," 5th Cavalry.
2. Private *William J. Sherry*, Company "M," 5th Cavalry.
3. Private *John McCall*, Company "F," 5th Cavalry.
4. Private *George H. Meyers*, Company "I," 5th Cavalry.
5. Private *William Tracey*, Company "M," 5th Cavalry.
6. Private *Orcille G. Buss*, Company "M," 5th Cavalry.
7. Private *Andrew Dougherty*, Company "M," 5th Cavalry.
8. Private *Russell W. Gootrich*, Company "M," 5th Cavalry.
9. Private *John McGuire*, Company "M," 5th Cavalry.
10. Private *Thomas Wolff*, Company "K," 9th Infantry.
11. Hospital Steward *Leslie D. Frost*, U. S. Army.
12. Corporal *Thomas Martin*, Company "A," 9th Infantry.

### FORT FRED. STEELE.

1. Private *James Ryan*, Company "A," 13th Infantry.
2. Private *Charles Porter*, Company "A," 13th Infantry.

## HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, September 20, 1870.*

### GENERAL ORDERS, } No. 38. }

I...Before a General Court Martial which convened at Fort McPherson, Nebraska, pursuant to Paragraph 1, Special Orders No, 146, current series from these Headquarters, and of which Major *Eugene A. Carr*, 5th Cavalry, is President, were arraigned and tried:—

1st. Private *John H. Jackson*, Company "M," 5th Cavalry.

CHARGE—"Desertion."

PLEA—To the specification—"Guilty," except the words "did desert from his company."

To the charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor under charge of a guard and wearing a ball and chain four months, and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

In the case of Private *John H. Jackson*, Company "M," 5th Cavalry, if the Court believed that the prisoner did not intend to desert, they should have found him guilty of absence without leave simply. If they did not credit his statement, and were of opinion that he had no intention to return to his company, the sentence is too lenient. The proceedings and findings are approved, and the sentence will be duly executed at the post where the prisoner's company may be serving.

2d. Private *William J. Sherry*, Company "M," 5th Cavalry.

CHARGE—"Desertion."

PLEA—To the specification—"Guilty" except the words "did desert from his company."

To the charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor under charge of a guard and wearing a ball and chain, for four months, and to forfeit to the United States, ten dollars per month of his monthly pay for the same period."

In the case of Private *William J. Sherry*, Company "M," 5th Cavalry, if the Court believed that the prisoner did not intend to desert, they should have found him guilty of absence without leave simply. If they did not credit his statement, and were of opinion that he had no intention to return to his company, the sentence is too lenient. The proceedings and findings are approved, and the sentence will be duly executed at the post where the prisoner's company may be serving.

3d. Private *John McCall*, Company "F," 5th Cavalry.

CHARGE 1—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that he, Private *John McCall*, Company "F," 5th Cavalry, while on the cars on or about the 19th day of July, 1870, enroute from Omaha, Neb., to Plum Creek, Neb., did behave in a disgraceful and outrageous manner, using obscene language; and did commit an assault upon a female passenger, laying his hands upon her person.

This on the cars between Omaha, Neb., and Grand Island, Neb., on or about the date specified.

Specification 2—In this, that he, Private *John McCall*, Company



"F," 5th Cavalry, being on board the cars on or about the 19th day of July, 1870, enroute from Omaha, Neb., to Plum Creek, Neb., did behave in a boisterous and disgraceful manner, and that he, the said Private, *John McCall*, being ordered by Sergeant *Patrick Hickie*, Company "F," 5th Cavalry, to desist from insulting actions and words towards a female passenger upon the train, did reply to him: "Sergeant *Hickie*—I will do just as I please, you d——d Irish son of a b——h; or words to that effect.

This on the cars between Omaha, Neb., and Grand Island, Neb., on or about the date specified.

Specification 3—In this, that he, Private *John McCall*, Company "F," 5th Cavalry, being on the train of cars on the 19th day of July, 1870, enroute from Omaha, Neb., to Plum Creek, Neb., did pull the bell rope attached to the train, thereby causing said train to be stopped; and when remonstrated with by the conductor did use violent and threatening language towards said conductor.

This on the cars between Omaha, Neb., and Grand Island, Neb., on or about the date specified.

CHARGE 2—"Drunkenness, to the prejudice of good order and military discipline."

CHARGE 3—"Absence without leave."

PLEA—To the 1st specification 1st charge—"Not Guilty."

To the 2d specification 1st charge—"Not Guilty."

To the 3d specification 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification 2d charge—"Guilty."

To the 2d charge—"Guilty."

To the specification 3d charge—"Guilty."

To the 3d charge—"Guilty."

FINDING—Of the 1st specification 1st charge—"Guilty."

Of the 2d specification 1st charge—"Guilty," except the words "I will do as I please, you d——d Irish son of a b——h," or words to that effect.

Of the 3d specification 1st charge—"Guilty," excepting the words "did use violent and threatening language towards said conductor.

Of the first charge—"Guilty."

Of the specification 2d charge—"Guilty."

Of the 2d charge—Guilty."

Of the specification 3d charge—"Guilty."

Of the 3d charge—"Guilty."

SENTENCE—"To be confined at hard labor under charge of a guard for four months, and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

The proceedings, findings, and sentence in the case of Private *John McCall*, Company "F," 5th Cavalry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

4th. Private *George H. Meyers*, Company "I," 5th Cavalry.

CHARGE—"Desertion."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor under charge of a guard and wearing a ball and chain for four months, and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

In the case of Private *George H. Meyers*, Company "I," 5th Cavalry, the sentence is thought to be inadequate to the offence proven against the prisoner. The proceedings, findings, and sentence are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

5th. Private *William Tracey*, Company "M," 5th Cavalry.

CHARGE—"Desertion."

PLEA—"To the specification—"Guilty," except the words "did desert."

To the charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor under charge of a guard and wearing a ball and chain for four months, and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

In the case of Private *William Tracey*, Company "M," 5th Cavalry, the proceedings, findings, and sentence are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

6th. Private *Orville G. Buss*, Company "M," 5th Cavalry.

CHARGE—"Desertion."

PLEA—To the specification—"Guilty," except the words "did desert."

To the charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor under charge of a guard and wearing a ball and chain for four months, and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

In the case of Private *Orcille G. Buss*, Company "M," 5th Cavalry, the proceedings, findings, and sentence are approved; but, in consideration of the prisoner's past excellent character, the sentence is mitigated to read as follows:—"To be confined at hard labor under charge of the guard for two months, and to forfeit to the United States ten dollars per month of his monthly pay for the same period. As modified, the sentence will be duly executed at the post where the prisoner's company may be serving."

7th. Private *Andrew Dougherty*, Company "M," 5th Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that he, Private *Andrew Dougherty*, Company "M," 5th Cavalry, did while in confinement at Fort McPherson, Neb., make a violent attempt to escape, by cutting a hole through the roof of the guard house; thereby endangering the safety of the general prisoners therein confined.

This at Fort McPherson, Neb., on or about the 7th day of August, 1870.

Specification 2—In this, that he, the said Private *Andrew Dougherty*, Company "M," 5th Cavalry, did wilfully and maliciously, by the use of various tools and implements, injure the guard house at Fort McPherson, Neb., the property of the United States, to the amount of twenty dollars or thereabouts.

All this at Fort McPherson, Neb., between the hours of one and three of the morning of the 7th day of August, 1870.

PLEA—"Not Guilty."

FINDING—Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty," except the words twenty dollars," and substituting therefor "ten dollars,"

Of the charge—"Guilty."

SENTENCE—"To be confined at hard labor under charge of a guard for two months, and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

The proceedings, findings, and sentence in the case of Private *Andrew Dougherty*, Company "M," 5th Cavalry, are approved and confirmed; and the sentence will be duly executed at the post where the prisoner's company may be serving.

8th. Private *Russell W. Goodrich*, Company "M," 5th Cavalry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit all pay and allowances that are or may become due him; to be confined at hard labor under charge of the guard for four months wearing a placard with the word "Thief" displayed thereon in letters three inches long; to be indelibly marked with the letter "T" on the right hip; to have his head shaved and be drummed out of the service.

The proceedings, findings, and sentence in the case of Private *Russell W. Goodrich*, Company "M," 5th Cavalry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving. The marking with the letter "T," is remitted.

9th. Private *John McGuire*, Company "M," 5th Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Private *John McGuire*, of Company "M," 5th Cavalry, did stand by and witness Private *Russell W. Goodrich*, of Company "M," 5th Cavalry, steal from *Patrick Ross*, a citizen employee of the Union Pacific Rail Road, the sum of six dollars and fifteen cents, without expostulation or hinderance, thereby aiding and abetting the said Private *Russell W. Goodrich*, in the theft.

All this at O'Fallon's Station, Neb., on or about the 20th day of August, 1870.

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard for the period of two months, and to forfeit ten dollars per month of his monthly pay for the same period."

The proceedings, findings, and sentence in the case of Private *John McGuire*, Company "M," 5th Cavalry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

10th. Private *Thomas Wolff*, Company "K," 9th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that Private *Thomas Wolff*, Company "K," 9th Infantry, did, while under the influence of liquor, discharge his musket which was loaded with a ball cartridge: to the jeopardy of the peace of the town and garrison and the safety of the soldiers and citizens.

This in or about the village of North Platte, Neb., on or about the 26th July, 1870.

Specification 2—In this, that Private *Thomas Wolff*, while under the influence of liquor, did walk through the streets of North Platte, carrying his musket loaded with a ball cartridge, at full cock; to the jeopardy of the soldier's of the garrison and the citizens of North Platte and the peace of the town and garrison of North Platte.

This at North Platte, Neb., on or about the 26th July, 1870.

Specification 3—In this, that Private *Thomas Wolff*, Company "K," 9th Infantry, did, while under the influence of liquor, resist Sergeant *Herman Bogler*, Company "K," 9th Infantry, who, in the execution of his duty, was conducting said *Wolff* to the guard house; and did strike the said Sergeant *Bogler*, and did call the said Sergeant *Bogler* a son of a b——h, and a bastard.

This at North Platte, Neb., on or about the 26th of July, 1870.

Specification 4—In this, that Private *Thomas Wolff*, of Company "K," 9th Infantry, did create a disturbance in the garrison at North Platte by violently resisting Sergeant *Owen Devine* and Corporal *Ferdinand Juergens*, of Company "K," 9th Infantry, Bugler *Richard Curran* and others, who were carrying him to the guard house; and by shouting and repeating in a loud voice the words "you son of a b——h;" and by kicking violently against the partitions in the guard house; and did break away from the men holding him, and

did assault and strike Sergeant *Herman Bogler*; Company "K," 9th Infantry.

This at North Platte, Neb., on or about the 26th of July, 1870.

PLEA—To the 1st specification—"Not Guilty."

To the 2d specification—"Not Guilty."

To the 3d specification—"Guilty."

To the 4th specification—"Not Guilty."

To the charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard for the period of two months; and to forfeit to the United States ten dollars of his monthly pay for the same period."

The proceedings, findings, and sentence in the case of Private *Thomas Wolff*, Company "K," 9th Infantry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

11th. Hospital Steward *Leslie D. Frost*, U. S. A.

CHARGE 1—"Theft, to the prejudice of good order and military discipline."

CHARGE 2—"Neglect of duty, to the prejudice of good order and military discipline."

CHARGE 3—"Drunkenness on duty."

PLEA—To the specification 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the 1st specification 2d charge—"Not Guilty."

To the 2d specification 2d charge—"Not Guilty."

To the 3d specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

To the specification 3d charge—"Guilty."

To the 3d charge—"Guilty."

FINDING—Of the specification 1st charge—"Guilty," except the words "nine bottles of whiskey," "ten bottles of alcohol," "and three bottles of sherry," for which substitute "one bottle of whiskey."

Of the 1st charge—"Guilty."

Of the 1st specification 2d charge—"Guilty."

Of the 2d specification 2d charge—"Guilty."

Of the 3d specification 2d charge—"Guilty."

Of the 2d charge—"Guilty."

Of the specification 3d charge—"Guilty."

Of the 3d charge—"Guilty."

SENTENCE—"To forfeit all pay and allowances that are or may become due him; to be confined at hard labor under charge of the guard for four months; to be indelibly marked with the letter "T," on the right hip; and to have his head shaved and be drummed out of the service."

The proceedings, findings, and sentence in the case of Hospital Steward *Leslie D. Frost*, U. S. A., are approved, but the sentence is mitigated to read as follows:—"To be dishonorably discharged the service of the United States, forfeiting all pay and allowances due him at the date of such discharge."

As modified, the sentence will be duly executed.

12th. Corporal *Thomas Martin*, Company "A," 9th Infantry.

CHARGE 1—"Riotous conduct, to the prejudice of good order and military discipline."

CHARGE 2—"Manslaughter, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—"Not Guilty."

And the Court does therefore acquit him, Corporal *Thomas Martin*, Company "A," 9th Infantry.

The proceedings, findings, and acquittal, in the case of Corporal *Thomas Martin*, Company "A," 9th Infantry, are approved. Corporal *Martin* will be restored to duty.

H...Before a General Court Martial which convened at Fort Fred. Steele, W. T., pursuant to Paragraph 1, Special Orders No. 152, current series from these Headquarters, and of which Lieutenant Colonel *Henry A. Morrow*, 13th Infantry, is President, were arraigned and tried:—

1st. Private *James Ryan*, Company "A," 13th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—"Not Guilty,"

And the Court does therefore acquit him, Private *James Ryan*, Company "A," 13th Infantry.

The proceedings, findings, and acquittal in the case of Private *James Ryan*, Company "A," 13th Infantry, are approved and confirmed. Private *Ryan* will be restored to duty.

2d. Private *Charles Porter*, Company "A," 13th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To be dishonorably discharged the service of the United States; to forfeit all pay and allowances now due, or that may become due; and to be confined at hard labor for two years at such military prison as the Department Commander may direct."

The proceedings, findings, and sentence in the case of Private *Charles Porter*, Company "A," 13th Infantry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving. The dishonorable discharge will be given at the expiration of the term of confinement.

III...The General Court Martial convened at Fort Fred, Steele, W. T., pursuant to Paragraph 1, Special Orders No. 152, current series from these Headquarters, and of which Lieutenant Colonel *Henry A. Morrow*, 13th Infantry, is President, is hereby dissolved.

BY COMMAND OF BRIGADIER GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*



## G. C. M.

1. Private *James W. Thompson*, Company "I," 9th Infantry.
2. Private *William M. McCabe*, Company "I," 9th Infantry.
3. Private *John Eisenbrun*, Company "K," 5th Cavalry.
4. Private *Bernhard Szroeder*, Company "K," 5th Cavalry.
5. Private *Leon Witsky*, Company "K," 5th Cavalry.
6. Private *James Quinn*, Company "E," 5th Cavalry.
7. Private *Thomas Young*, Company "B," 5th Cavalry.
8. Private *John Daffy*, Company "B," 5th Cavalry.
9. Private *Thomas Murphy*, Company "H," 9th Infantry.
10. Private *William Ward*, Company "K," 5th Cavalry.
11. Private *Charles H. Hines*, Company "E," 5th Cavalry.
12. Private *James Carroll*, Company "E," 5th Cavalry.
13. Private *John L. Wells*, Company "F," 5th Cavalry.
14. Private *James Roldy*, Company "D," 5th Cavalry.
15. Private *Edward Sweitzer*, Company "D," 5th Cavalry.

### HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, September 24, 1870.*

#### GENERAL ORDERS, { No. 39. }

I...Before a General Court Martial which convened at Fort D. A. Russell, W. T., pursuant to Paragraph 1, Special Orders No. 148, current series from these Headquarters, and of which Lieutenant Colonel *Luther P. Bradley*, 9th Infantry, is President, were arraigned and tried:—

1st. Private *James W. Thompson*, Company "I," 9th Infantry.

CHARGE—"Violation of the 6th Article of War."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States five dollars of his monthly pay per month for three months."

The proceedings, findings, and sentence in the case of Private *James W. Thompson*, Company "I," 9th Infantry, are approved and confirmed, and the sentence will be duly executed.

2d. Private *William McCabe*, Company "I," 9th Infantry.

CHARGE—"Violation of the 46th Article of War."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States ten dollars of his monthly pay per month for two months; and to be confined at hard labor under charge of the guard where his company may be serving, for the period of three months."

The proceedings, findings, and sentence in the case of Private *William McCabe*, Company "I" 9th Infantry, are approved and confirmed, and the sentence will be duly executed.

3d. Private *John Eisenbrun*, Company "K," 5th Cavalry.

CHARGE—"Violation of the 46th Article of War."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States ten dollars of his monthly pay per month for two months; and to be confined at hard labor under charge of the guard where his company may be serving, for three months."

The proceedings, findings, and sentence in the case of Private *John Eisenbrun*, Company "K," 5th Cavalry, are approved and confirmed, and the sentence will be duly executed.

4th. Private *Bernhard Szroeder*, Company "K," 5th Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor for six months under charge of the guard, at the post of Fort D. A. Russell, W. T., and to forfeit to the United States all pay and allowances that are or may become due for the same period."

In the case of Private *Bernhard Szroeder*, Company "K," 5th Cavalry, the prisoner pleads guilty to the charge of desertion in his arraignment, but declares in his statement to the Court, that he did not intend to desert. This was a virtual withdrawal of his technical plea, and the Court should have directed a plea of "Not Guilty" to be entered, and proceeded to take testimony upon the facts. (See Digest p. 280.) As in the present position of the case it is impossible for the reviewing officer to judge of the circumstances under which the prisoner left his command and remained absent, the findings and sentence are disapproved. Private *Szroeder* will be released from confinement.

5th. Private *Leon Witsky*, Company "K," 5th Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor for six months, under charge of the guard at the post of Fort D. A. Russell, W. T., and to forfeit to the United States all pay and allowances that are or may become due for the same period."

The proceedings, findings, and sentence in the case of Private *Leon Witsky*, Company "K," 5th Cavalry, are approved and confirmed, but the sentence is mitigated to read as follows:—

To forfeit to the United States all pay and allowances now due. As modified, the sentence will be duly executed.

6th. Private *James Quinn*, Company "E," 5th Cavalry.

CHARGE 1—"Violation of the 6th Article of War."

CHARGE 2—"Disobedience of orders, in violation of the 9th Article of War."

CHARGE 3—"Violation of the 4th Article of War."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard at Fort D. A. Russell, for the period of three months; and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

In the case of Private *James Quinn*, Company "E," 5th Cavalry, the first charge is scarcely sustained by the facts alleged in its specification. The Judge Advocate would have done well to introduce testimony in this case, notwithstanding the prisoner's plea of guilty. The imprisonment is remitted. The remainder of the sentence will be duly executed.

7th. Private *Thomas Young*, Company "B," 5th Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Private *Thomas Young*, Company "B," 5th Cavalry, did, without provocation, strike Acting First Sergeant *John Baker*, Company "B," 5th Cavalry, while said Sergeant was in the discharge of his duty. This at Fort D. A. Russell, W. T. on or about the 16th day of July, 1870.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at Fort D. A. Russell, W. T., under charge of the guard, for the period of three months; and to forfeit to the United States eight dollars per month of his monthly pay for the same period."

The proceedings, findings, and sentence in the case of Private *Thomas Young*, Company "B," 5th Cavalry, are approved and confirmed, and the sentence will be duly executed.

8th. Private *John Duffy*, Company "B," 5th Cavalry.

CHARGE—"Drunkenness on duty."

PLEA—"Not Guilty."

There being no evidence to establish the charge, a "*Nolle prosequi*" was entered by permission of the Court.

The proceedings in the case of Private *John Duffy*, Company "B," 5th Cavalry, are approved. Private *Duffy* will be restored to duty.

9th. Private *Thomas Murphy*, Company "H," 9th Infantry.

CHARGE—"Deserting his post in violation of the 46th Article of War."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States ten dollars per month of his monthly pay for four months; and to be confined at hard labor under charge of the guard where his company may be serving, for the same period."

The proceedings, findings, and sentence in the case of Private *Thomas Murphy*, Company "H," 9th Infantry, are approved and confirmed, and the sentence will be duly executed.

10th. Private *William Ward*, Company "K," 5th Cavalry.

CHARGE 1—"Violation of the 50th Article of War."

CHARGE 2—"Violation of the 45th Article of War."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States fifteen dollars of his monthly pay per month for three months, and to be confined at hard labor under charge of the guard for the same period."

The proceedings, findings, and sentence in the case of Private

*William Ward*, Company "K," 5th Cavalry, are approved; but so much of the sentence as imposes confinement is remitted. The remainder of the sentence will be duly executed.

11th. Private *Charles H. Hines*, Company "E," 5th Cavalry.

CHARGE—"Violation of the 46th Article of War."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States ten dollars per month of his monthly pay for four months; and to be confined at hard labor under charge of the guard at Fort D. A. Russell, for the same period."

In the case of Private *Charles H. Hines*, Company "E," 5th Cavalry, the proceedings, findings, and sentence are approved; but upon the recommendation of the members of the Court the sentence is remitted. Private *Hines* will be restored to duty.

12th. Private *James Carroll*, Company "E," 5th Cavalry.

CHARGE 1—"Drunkenness on duty."

CHARGE 2—"Disobedience of orders, in violation of the 9th Article of War."

CHARGE 3—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that he, Private *James Carroll*, Company "E," 5th Cavalry, did strike at with his hands, and kick at, Sergeant *John Leahy*, Company "E," 5th Cavalry, at the same time using the following disrespectful language, to wit:—"You Irish loafer, you Irish son of a bitch;" he, Sergeant *John Leahy*, being at the time in the execution of his duty as Sergeant of the guard.

Specification 2—In this, that he, Private *James Carroll*, Company "E," 5th Cavalry, did maliciously and wilfully assault Private *Samuel E. Frask*, Company "E," 5th Cavalry, by kicking him on the leg, at the same time saying—"I'll fix you, you son of a bitch of a recruit," or words to that effect.

Specification 3—In this, that he, Private *James Carroll*, Company "E," 5th Cavalry, did wilfully and maliciously assault Private *Henry Knurr*, Company "E," 5th Cavalry, by kicking him on the leg; at the same time saying, "I recollect you, you red-cap son of a bitch," or words to that effect.

All this at Pine Bluffs, W. T., on or about the 19th day of August, 1870.

PLEA—To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Guilty."

To the 2d charge—"Guilty."

To the 1st specification 3d charge—"Not Guilty."

To the 2d specification 3d charge—"Not Guilty."

To the 3d specification 3d charge—"Not Guilty."

To the 3d charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard at Fort D. A. Russell, W. T., for the period of two months; and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

The proceedings, findings, and sentence in the case of Private *James Carroll*, Company "E," 5th Cavalry, are approved and confirmed, and the sentence will be duly executed.

13th. Private *John L. Wells*, Company "F," 5th Cavalry.

CHARGE—"Desertion."

PLEA—To the specification—"Guilty," except the words "did desert."

To the charge—"Not Guilty."

FINDING—Of the specification—"Guilty," except the words "did desert," and substituting therefor the words "did absent himself without authority."

Of the charge—"Not Guilty" of "desertion," but guilty of "absence without leave."

SENTENCE—"To forfeit to the United States ten dollars per month of his monthly pay for two months."

The proceedings, findings, and sentence in the case of Private *John L. Wells*, Company "F," 5th Cavalry, are approved and confirmed, and the sentence will be duly executed.

14th. Private *James Roddy*, Company "D," 5th Cavalry.

CHARGE 1—"Sleeping on post, in violation of the 46th Article of War."

CHARGE 2—"Neglect of duty, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard at Fort D. A. Russell, W. T., for the period of three months; and to forfeit to the United States eight dollars per month of his monthly pay for the same period."

In the case of Private *James Roddy*, Company "D," 5th Cavalry, the proceedings, findings, and sentence are approved, but so much of the sentence as imposes confinement, is remitted. The remainder of the sentence will be duly executed.

15th. Private *Edward Sweitzer*, Company "D," 5th Cavalry,

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In that he, Private *Edward Sweitzer*, Company "D," 5th Cavalry, did abuse a public horse, the property of the United States, by brutally beating him over the head and all parts of the body with a doubled surcingle.

This at Antelope Station, Neb., on or about the 10th of August, 1870.

Specification 2—In that he, Private *Edward Sweitzer*, Company "D," 5th Cavalry, when ordered by 1st Sergeant *L. W. Booner*, Company "D," 5th Cavalry, to desist from beating his horse, did double up his fist and place himself in a threatening attitude, defying said 1st Sergeant to take hold of him or make him desist from abusing his horse, and did make use of the following words, to wit:—"God d——n you, you can't, or any one else in the company, make me stop beating him; you have too d——d much to say any way; I'll fix you off before long." This at Antelope Station, Neb., on or about the 10th of August, 1870.

Specification 3—In that he, Private *Edward Sweitzer*, Company "D," 5th Cavalry, when ordered by 1st Sergeant *L. W. Booner*, Company "D," 5th Cavalry, to desist from abusing his horse, did refuse to obey until he was forced to do so. This at Antelope Station, Neb., on or about the 10th of August, 1870.

PLEA—"Not Guilty."

FINDING—Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty," except the words "you can't, or any one else in the company, make me stop beating him; you have too d——d much to say any way."

Of the 3d specification—"Guilty."

Of the charge—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard at Fort D. A. Russell, W. T., for the period of two months, and to forfeit eight dollars of his monthly pay for one month."

In the case of Private *Edward Switzer*, Company "D," 5th Cavalry, the sentence is altogether inadequate to the offence committed by the prisoner. The proceedings, and findings are approved, and the sentence will be duly executed.

BY COMMAND OF BRIGADIER GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*



## G. C. M.

1. Private *George S. Merritt*, Company "H," 9th Infantry.
2. Private *David E. Clark*, Company "F," 5th Infantry.
3. Private *Thomas Mason*, Company "A," 9th Infantry.
4. Private *John A. Atley*, Company "A," 9th Infantry.
5. Private *Frederick Masson*, Company "A," 9th Infantry.
6. Private *Thomas Picton*, Company "A," 9th Infantry.
7. Private *Francis A. Moe*, Company "E," 2d Cavalry.
8. Private *John Gyott*, Company "B," 2d Cavalry.
9. Private *William Farley*, Company "F," 14th Infantry.
10. Private *William Heron*, Company "B," 2d Cavalry.
11. Recruit *Robert M. Dore*, 2d Cavalry.
12. Private *Charles E. Bartholomew*, Company "E," 2d Cavalry.
13. Private *Edward Cannon*, Company "K," 27th Infantry.

## HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, September 29, 1870.*

GENERAL ORDERS, {  
No. 40. }

1. Before a General Court Martial which convened at Omaha Barracks, Neb., pursuant to Paragraph 2, Special Orders No. 164, current series from these Headquarters, and of which Major *Edwin F. Townsend*, 9th Infantry, is President, were arraigned and tried:—

1st. Private *George S. Merritt*, Company "H," 9th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States all pay and allowances now due and up to the date of the expiration of his sentence; to be confined at hard labor under charge of the guard for the period of one year."

The proceedings, findings, and sentence in the case of Private *George S. Merritt*, Company "H," 9th Infantry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

2d. Private *David E. Clark*, Company "F," 5th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States all pay and allowances now due or that may become due; to be confined at hard labor under charge of the guard for the period of six months; and at the end of that time to be drummed out of the United State's service."

The proceedings, findings, and sentence in the case of Private *David E. Clark*, Company "F," 5th Infantry, are approved and confirmed, and the sentence will be duly executed. Omaha Barracks, Neb., is designated as the place of confinement.

3d. Private *Thomas Mason*, Company "A," 9th Infantry.

CHARGE 1—"Violation of the 41st Article of war."

CHARGE 2d—"Violation of the 45th Article of war."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States ten dollars per month of his monthly pay for two months; and to be confined at hard labor under charge of the guard for the same period."

The proceedings, findings, and sentence in the case of Private *Thomas Mason*, Company "A," 9th Infantry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

4th. Private *John A. Atley*, Company "A," 9th Infantry.

CHARGE—"Drunkenness on duty, in violation of the 45th Article of War."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard for the period of three months."

The proceedings, findings, and sentence in the case of Private *John A. Atley*, Company "A," 9th Infantry, are approved, but the sentence is mitigated to confinement at hard labor under charge of the guard for one month. As modified, the sentence will be duly executed at the post where the prisoner's company may be serving.

5th. Private *Frederick Masson*, Company "A," 9th Infantry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—"Not Guilty;"

And the Court does therefore acquit him.

The proceedings, findings, and acquittal in the case of Private *Frederick Masson*, Company "A," 9th Infantry, are approved.—Private *Masson* will be restored to duty.

6th. Private *Thomas Picton*, Company "A," 9th Infantry.

CHARGE 1—"Violation of the 41st Article of War."

CHARGE 2—"Violation of the 45th Article of War."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States ten dollars per month of his monthly pay for two months, and to be confined at hard labor under charge of the guard for the same period."

The proceedings, findings, and sentence in the case of Private *Thomas Picton*, Company "A," 9th Infantry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

7th. Private *Francis A. Moe*, Company "E," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Violation of the 22d Article of war."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States all pay and allowances now due, or that may become due; to be confined at hard labor under charge of the guard for one year; and at the end of that period to be drummed out of the United State's service."

The proceedings, findings, and sentence in the case of Private *Francis A. Moe*, Company "E," 2d Cavalry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

8th. Private *John Gyott*, Company "B," 2d Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States all pay and allowances now due or that may become due; to be confined at hard labor under charge of the guard for the period of six months; and at

the end of that time to be drummed out of the United State's service."

The proceedings, findings, and sentence in the case of Private *John Gyott*, Company "B," 2d Cavalry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

9th. Private *William Farley*, Company "F," 14th Infantry.

CHARGE—"Absence without Leave."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States ten dollars per month of his monthly pay for the period of one month."

The proceedings, findings, and sentence in the case of Private *William Farley*, Company "F," 14th Infantry, are approved and confirmed, and the sentence will be duly executed.

10th. Private *William Heron*, Company "B," 2d Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States all pay and allowances now due, or that may become due up to the date of the expiration of his sentence; and to be confined at hard labor under charge of the guard for the period of one year."

The proceedings, findings, and sentence in the case of Private *William Heron*, Company "B," 2d Cavalry, are approved; but, in view of the prisoner's voluntary surrender after a comparatively short absence, the sentence is mitigated to read as follows:—

To forfeit to the United States all pay and allowances now due or that may become due for the period of six months; and to be confined at hard labor under charge of the guard for the same period.

As modified, the sentence will be duly executed at the post where the prisoner's company may be serving.

11th. Recruit *Robert M. Dore*, 2d Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States all pay and allowances now due, or that may become due up to the date of the expira-

tion of his sentence; and be confined at hard labor under charge of the guard for the period of one year."

The proceedings, findings, and sentence in the case of Recruit *Robert M. Dore*, 2d Cavalry, are approved; but, in view of the prisoner's voluntary surrender, the sentence is mitigated to read as follows:—

To forfeit to the United States all pay and allowances now due, or that may become due for the period of six months; and to be confined at hard labor under charge of the guard for the same period. As modified, the sentence will be duly executed at the post where the prisoner's company may be serving.

12th. Private *Charles E. Bartholomew*, Company "E," 2d Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States all pay and allowances now due, or that may become due up to the date of the expiration of his sentence; and to be confined at hard labor under charge of the guard for the period of six months."

The proceedings, findings, and sentence in the case of Private *Charles E. Bartholomew*, Company "E," 2d Cavalry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

13th. Private *Edward Cannon*, Company "K," 27th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States all pay and allowances now due or that may become due; to be confined at hard labor under charge of the guard for the period of one year; and at the end of that time to be drummed out of the United States' service."

The proceedings, findings, and sentence in the case of Private *Edward Cannon*, Company "K," 27th Infantry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

BY COMMAND OF BRIGADIER GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*



## G. C. M.

### CAMP DOUGLAS.

1. Private *James Callanan*, Company "E," 13th Infantry.
2. Private *Edward Hayes*, Company "E," 13th Infantry.
3. Private *Elijah Hutton*, Company "I," 12th Infantry.
4. Private *Andrew Hare*, Company "E," 13th Infantry.
5. Private *Charles Collins*, Company "K," 5th Infantry.
6. Regimental Commissary Sergeant *Charles Vieweg*, 13th Infantry.

### FORT McPHERSON.

1. Private *James Walker*, Company "E," 9th Infantry.
2. Private *James Tallent*, Company "E," 9th Infantry.

### HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, October 10, 1870.*

GENERAL ORDERS, {  
No. 41. }

I...Before a General Court Martial which convened at Camp Douglas, U. T., pursuant to Paragraph 2, Special Orders No. 152, current series from these Headquarters, and of which Colonel *P. R. De Trobriand*, 13th Infantry, is President, were arraigned and tried:

1st. Private *John Callanan*, Company "E," 13th Infantry.

CHARGE—"Absence without leave."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit twelve dollars of his monthly pay for two months, and to be confined under a guard at hard labor for the same period."

The proceedings, findings, and sentence in the case of Private *John Callanan*, Company "E," 13th Infantry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

2d. Private *Edward Hayes*, Company "E," 13th Infantry.

CHARGE 1—"Drunkenness on guard."

CHARGE 2—"Habitual drunkenness, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—"Not Guilty."

And the Court does therefore acquit him.

The proceedings, findings, and acquittal in the case of Private *Edward Hayes*, Company "E," 13th Infantry, are approved. Private *Hayes* will be restored to duty.

3d. Private *Elijah Hutton*, Company "I," 12th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Violation of the 38th Article of War."

PLEA—"To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—"Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard for one year, and to forfeit to the United States all pay that is now due or may become due for the same period."

The proceedings, findings, and sentence in the case of Private *Elijah Hutton*, Company "I," 12th Infantry, are approved; but, in consideration of the length of time the prisoner has been in confinement the sentence is mitigated to read six months instead of one year.

As modified, the sentence will be duly executed. Camp Douglas, U. T., is designated as the place of confinement.

4th. Private *Andrew Hare*, Company "E," 13th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—"In this, that he, Private *Andrew Hare*, Company "E," 13th Infantry, did play at cards and gamble away certain articles of clothing, viz:—One shirt, one drawers, one blouse, and other clothing issued to him by the United States' Government.

This at Camp Douglas, U. T., on the 18th day of August, 1870.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit ten dollars of his monthly pay for one



month, and to be confined at hard labor under guard for the same period."

The proceedings, findings, and sentence in the case of Private *Andrew Hare*, Company "E," 13th Infantry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

5th. Private *Charles Collins*, Company "K," 5th Infantry.

CHARGE—"Desertion."

PLEA—To the specification—"Guilty," except the words "until apprehended at Camp Douglas, U. T.," and to these words "Not Guilty."

To the charge—"Guilty."

FINDING—Of the specification—"Guilty," except the words "apprehended at Camp Douglas, U. T.," and of these words "Not Guilty."

Of the charge—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard for one year, and to forfeit to the United States all pay that is now due or that may become due for the same period."

The proceedings, findings, and sentence in the case of Private *Charles Collins*, Company "K," 5th Infantry, are approved, but in view of the prisoner's voluntary surrender the sentence is modified so as to read six months instead of "one year." As mitigated, the sentence will be duly executed at Camp Douglas, Utah, until otherwise directed by competent authority.

6th. Regimental Commissary Sergeant *Charles Vieweg*, 13th Infantry.

CHARGE 1—"Disobedience of orders."

Specification—In this, that he, Regimental Commissary Sergeant *Charles Vieweg*, 13th Infantry, being on duty in the Subsistence Department at Camp Douglas, U. T., and having been ordered by his commanding officer Lieutenant *William Anman*, 13th Infantry, A. C. S., to see that no subsistence stores were taken out of the subsistence store-house unless they were properly accounted for, did permit the following subsistence stores, viz:—Seven hundred and thirty-two pounds of flour, forty pounds Java coffee, twenty-six boxes sardines, three cans salmon, eight bottles fine pickles, nine cans oysters, twenty-four cans lobster, two cans potatoes, three cans pears,

ten cans pine apple, one can cranberry sauce, one can jelly, seven cans jam, eleven cans condensed milk, twelve bottles lemon extract, three bottles Worcestershire sauce, forty-six pounds of lard, two-and-three-quarter pounds Young America cheese, eighteen-and-three-quarter pounds New York cheese, seventy-six pounds ham, three bottles lime juice, ten pounds cut loaf sugar, and ten pounds brown sugar, to be taken away with his knowledge and consent, and did fail to render any account of the same to Lieutenant *William Auman*, 13th Infantry, A. C. S.

This at Camp Douglas, U. T., during the month of August, 1870.

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification 1—Alleges the unauthorized sale to *E. B. Zabriske*, Post Trader, of certain subsistence stores in August, 1870.

Specification 2—Alleges the unauthorized sale of certain subsistence stores to the Non-commissioned Staff, 13th Infantry, in August, 1870.

Specification 3—Alleges the stealing of subsistence stores in large quantities in August, 1870.

Specification 4—In this, that he, Regimental Commissary Sergeant *Charles Viewey*, 13th Infantry, being on duty in the Subsistence Department at Camp Douglas, U. T., and in charge of the subsistence store-house, did steal, take, and carry away, and cause to be carried away, the following subsistence stores, the property of the United States, and for which Lieutenant *William Auman*, 13th Infantry, is accountable, viz:—Forty pounds of Java coffee, twenty-six boxes sardines, three cans of salmon, eight bottles of pickles, nine cans of oysters, twenty-four cans of lobster, two cans of potatoes, three cans of pears, ten cans of pine apple, one can of cranberry sauce, one can of jelly, seven cans of jam, eleven cans of condensed milk, twelve bottles of lemon extract, three bottles of Worcestershire sauce, forty-six pounds of lard, two-and-three-quarter pounds of Young America cheese, eighteen-and-three-quarter pounds of New York cheese, seventy-six pounds of ham, three bottles of lime juice, ten pounds cut loaf sugar, and ten pounds brown sugar. This at Camp Douglas, U. T., during the month of August, 1870.

PLEA—To the specification 1st charge—"In bar of trial;" That the specification, 1st charge, alleges that the accused did

allow certain subsistence stores to be taken away from the store-house at Camp Douglas, U. T., without the knowledge of 1st Lieutenant *William Auman*, A. C. S., thereby disobeying the order of Lieutenant *Auman*, to him (the accused) to see that no subsistence stores were taken out of the subsistence store-house unless they were properly accounted for: whereas, the 4th specification 2d charge alleges that the accused did take, steal and carry away, or cause to be carried away, the same articles in quantity and kind of subsistence stores as are enumerated in the specification 1st charge; thus multiplying the charges against the accused.

After mature deliberation the Court decided not to accept this plea and the prisoner then pleaded—"Not Guilty."

**FIXING**—Of the specification 1st charge—"Guilty," substituting the following named articles:—Twelve pounds of cheese, one hundred pounds of flour, two cans of lobster, one bottle of lemon extract, seven pounds of lard, two cans of milk, twenty-five pounds of ham, one bottle of pickles, one bottle of Worcestershire sauce and an unknown quantity of canned fruit and Java coffee:—and in regard to the other articles mentioned in the specification—"Not Guilty."

Of the 1st charge—"Guilty."

Of the 1st specification 2d charge—"Guilty."

Of the 2d specification 2d charge—"Guilty."

Of the 3d specification 2d charge—"Not Guilty."

Of the 4th specification 2d charge—In regard to the following named articles:—Six pounds of cheese—"Guilty."—In regard to the following named articles:—Six pounds of cheese, one hundred pounds of flour, two cans of lobster, one bottle of lemon extract, seven pounds of lard, two cans of milk, twenty-five pounds of ham, one bottle of pickles, one bottle of Worcestershire sauce, and an unknown quantity of canned fruit and Java coffee, except the words steal, take, and carry away;—"Guilty"—And in regard to the other articles mentioned in

the specification—"Not Guilty."  
Of the 2d charge—"Guilty."

SENTENCE—"To be reduced to the ranks as a private soldier; to refund to the U. S. Subsistence Department the value of six pounds of cheese; to forfeit ten dollars of his monthly pay for six months, and to be confined at hard labor under guard for the same period."

In the case of Regimental Commissary Sergeant *Charles Viewey*, 13th Infantry, the finding under the 4th specification of the 2d charge shows some want of care.

By striking out in the findings the words "did steal, take, and carry away," and leaving the allegation against the prisoner to be simply that he did "cause to be carried away" certain subsistence stores from the store-house; there being no statement in the specification that this was done in violation of orders, or without the knowledge of Lieutenant *Auman*, the Commissary of Subsistence; the specification is left free from any charge of punishable misconduct.

In opening his defence the prisoner put to a witness the following question:—"Do you or not know one *Hugh O' Campbell* at this post? If so, state what duty he is on." On the objection of one of its members the Court excluded this question on the ground of irrelevancy. This ruling was clearly wrong, the question being a perfectly proper one; for its irrelevancy could only be determined by subsequent developments not discoverable in the question itself.—The interrogatories put immediately afterwards by the prisoner, however, and which were very properly excluded by the Court, show his intended line of defence to have been inadmissible, and that this erroneous ruling worked him no actual injury. It is not held therefore to be fatal to the validity of the proceedings.

The grounds on which the Court decided to hold the prisoner accountable for six pounds of cheese only; in view of the large amount of valuable stores which the evidence shows him to have disposed of without authority and without receiving either money or vouchers in return; are not quite clear to the reviewing authority.

With the foregoing exceptions, the proceedings and findings are approved; and the sentence, though considered too lenient for the suitable punishment of offenses so grave as those proven against the prisoner, is also approved and confirmed, and will be duly executed.

II...Before a General Court Martial which convened at Fort McPherson, Neb., pursuant to Paragraph 1, Special Orders No. 146, current series from these Headquarters, and of which Major *Eugene A. Carr*, 5th Cavalry, is President, were arraigned and tried:—

1st. Private *James Walker*, Company "E," 9th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard, wearing the accustomed ball and chain, for the period of one year; to forfeit all pay now due or that may become due him except the usual dues of the laundress; at the expiration of his confinement to be indelibly marked with the letter "D," on the left hip; and to have his head shaved and be drummed out of the service."

The proceedings, findings, and sentence in the case of Private *James Walker*, Company "E," 9th Infantry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

2d. Private *James Tallent*, Company "E," 9th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard, wearing the accustomed ball and chain, for the period of one year; to forfeit all pay now due or that may become due him except the usual allowances of the laundress; at the expiration of his confinement to be indelibly marked with the letter "D" on the left hip, to have his head shaved and be drummed out of the service."

The proceedings, findings, and sentence in the case of Private *James Tallent*, Company "E," 9th Infantry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

III...The General Court Martial convened at Fort Laramie, W. T. pursuant to Paragraph 3, Special Orders No. 131, current series

from these Headquarters, and of which Captain *Avery B. Cain*, 4th Infantry, is President, is hereby dissolved.

BY COMMAND OF BRIGADIER GENERAL AUGUR:

GEORGE B. RUSSELL,

*Captain 9th Infantry,*

*Aide-de-Camp.*

OFFICIAL:

*Aide-de-Camp.*

## G. C. M.

1. Private *Joseph O. Nichols*, Company "K," 5th Cavalry.
2. Private *Charles Eckert*, Company "A," 2d Cavalry.
3. Trumpeter *Isidro Rojas*, Company "K," 5th Cavalry.
4. Private *James Marreu*, Company "G," 7th Infantry.
5. Private *Charles Brown*, Company "G," 5th Cavalry.
6. Musician *Charles Dolan*, Company "H," 14th Infantry.
7. Private *John D. Leak*, Company "I," 9th Infantry.
8. Corporal *Edward Hogan*, Company "D," 9th Infantry.
9. Private *James Kearney*, Company "B," 9th Infantry.
10. Private *John D. Wilson*, Company "G," 5th Cavalry.
11. Sergeant *William Cooper*, Company "G," 5th Cavalry.
12. Private *James Thompson*, Company "G," 5th Cavalry.

### HEADQUARTERS DEPARTMENT OF THE PLATTE, Omaha, Nebraska, October 17, 1870.

GENERAL ORDERS, {  
No. 42. }

I...Before a General Court Martial which convened at Fort D. A. Russell, W. T., pursuant to Paragraph I, Special Orders No. 148, current series from these Headquarters, and of which Lieutenant Colonel *Luher P. Bradley*, 9th Infantry, is President, were arraigned and tried:—

1st. Private *Joseph O. Nichols*, Company "K," 5th Cavalry.

CHARGE—"Desertion."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States all pay and allowances now due or to become due except the just dues of the laundress; to be confined at hard labor at the post of Fort D. A. Russell, W. T., for six months, wearing a ball weighing twelve pounds attached to his left leg by a chain two feet long; and at the expiration of said confinement to be drummed out of the service."

The proceedings, findings, and sentence in the case of Private *Joseph O. Nichols*, Company "K," 5th Cavalry, are approved, but the sentence is mitigated to read as follows:—To forfeit to the

United States all pay and allowances now due.

As modified, the sentence will be duly executed.

2d. Private *Charles Eckert*, Company "A," 2d Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To be dishonorably discharged, and to be confined for eight months at hard labor at such place as the proper authority may direct."

The proceedings, findings, and sentence in the case of Private *Charles Eckert*, Company "A," 2d Cavalry, are approved and confirmed, and the sentence will be duly executed. The dishonorable discharge will be given at the expiration of the term of imprisonment. Fort D. A. Russell, W. T., is designated as the place of confinement.

3d. Trumpeter *Isidro Rojas*, Company "K," 5th Cavalry.

CHARGE—"Drunkenness on duty."

PLEA—"Not Guilty."

FINDING—"Not Guilty."

And the Court does therefore acquit him.

The proceedings, findings, and acquittal in the case of Trumpeter *Isidro Rojas*, Company "K," 5th Cavalry are approved. Trumpeter *Rojas* will be restored to duty.

4th. Private *James Marren*, Company "G," 7th Infantry.

CHARGE—"Desertion,"

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States all pay and allowances now due him; to be confined at hard labor under charge of the guard where his company may be serving for six months; during said confinement to wear a ball weighing twelve pounds attached to his left leg by a chain two feet long; and to forfeit to the United States fifteen dollars per month of his monthly pay for six months."

The proceedings, findings, and sentence in the case of Private *James Marren*, Company "G," 7th Infantry, are approved, but so much of the sentence as imposes ball and chain is remitted. The remainder of the sentence will be duly executed.

5th. Private *Charles Brown*, Company "G," 5th Cavalry.



CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States all pay and allowances due or to become due, except the just dues of the landress; to be dishonorably discharged the service of the United States; to be indelibly marked with the letter "D," on his left hip; and to have his head shaved and be bugled out of the garrison where he may be confined."

The proceedings, findings, and sentence in the case of Private *Charles Brown*, Company "G," 5th Cavalry, are approved and confirmed, and the sentence will be duly executed.

6th. Musician *Charles Dolan*, Company "H," 14th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard at such place as his company may be serving for a period of eight months, and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

The proceedings, findings, and sentence in the case of Musician *Charles Dolan*, Company "H," 14th Infantry, are approved and confirmed, and the sentence will be duly executed.

7th. Private *John D. Leak*, Company "I," 9th Infantry.

CHARGE—"Drunkenness on duty."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard at Fort D. A. Russell, W. T., for a period of two months."

The proceedings, findings, and sentence in the case of Private *John D. Leak*, Company "I," 9th Infantry, are approved and confirmed, and the sentence will be duly executed.

8th. Corporal *Edward Hogan*, Company "D," 9th Infantry.

CHARGE—"Absence without leave."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To be reduced to the ranks, and to forfeit to the United States ten dollars of his monthly pay per month for one month."

The proceedings, findings, and sentence in the case of Corporal *Edward Hogan*, Company "D," 9th Infantry, are approved and confirmed, and the sentence will be duly executed.

9th. Private *James Kearney*, Company "B," 9th Infantry.

CHARGE—"Neglect of Duty."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States eight dollars of his monthly pay per month for one month, and to be confined at hard labor under charge of the guard for ten days."

The proceedings, findings, and sentence in the case of Private *James Kearney*, Company "B," 9th Infantry, are approved, but, in consideration of the past good character of the prisoner, the sentence is remitted. Private *Kearney* will be released from confinement.

10th. Private *John D. Wilson*, Company "G," 5th Cavalry.

CHARGE—"Forgery, to the prejudice of good order and military discipline."

PLEA—"To the 1st specification—"Guilty."

To the 2d specification—"Not Guilty."

To the charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To be dishonorably discharged the service of the United States, and to be confined for one year in such penitentiary as the proper authority may direct."

The proceedings, findings, and sentence in the case of Private *John D. Wilson*, Company "G," 5th Cavalry, are approved and confirmed, and the sentence will be duly executed. The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoner, to which place he will be conducted under suitable guard and turned over to the warden of the penitentiary with a copy of this order.

11th. Sergeant *William Cooper*, Company "G," 5th Cavalry.

CHARGE 1—"Violation of the 45th Article of War."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—"In this, that he, Sergeant *William Cooper*, Company "G," 5th Cavalry, did become so much under the influence of

liquor as to render him unfit for the performance of his duties.

All this at or near Laramie City, W. T., on or about the 25th of July, 1870.

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To be reduced to the rank of a private soldier and to be confined at hard labor under charge of the guard where his company may be serving for one month."

The proceedings, findings, and sentence in the case of Sergeant *William Cooper*, Company "G," 5th Cavalry, are approved, but as there is nothing in the record to show that Sergeant *Cooper* is addicted to drunkenness, or that this is not the first offense, the confinement is remitted. The remainder of the sentence will be duly executed.

12th. Private *James Thompson*, Company "G," 5 Cavalry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that Private *James Thompson*, Company "G," 5th Cavalry, a soldier duly enlisted in the service of the United States, did become so drunk as to be unable to perform the duties of a soldier. This at Laramie City, W. T., on or about the 26th day of July, 1870.

PLEA—To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard at the post where his company may be serving for a period of one month, and to forfeit to the United States twelve dollars of his monthly pay per month for one month."

The proceedings, findings, and sentence in the case of Private *James Thompson*, Company "G," 5th Cavalry, are approved and confirmed, and the sentence will be duly executed.

II.—The General Court Martial convened at Fort McPherson, Neb., pursuant to Paragraph 1, Special Orders No. 146, current se-

ries from these Headquarters, and of which Major *Eugene A. Carr*, 5th Cavalry, is President, is hereby dissolved.

BY COMMAND OF BRIGADIER GENERAL AUGUR:

GEORGE B. RUSSELL,

*Captain 9th Infantry,*

*Aide-de-Camp.*

OFFICIAL:

*Aide-de-Camp.*

## HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, October 18, 1870.*

GENERAL ORDERS, }  
No 43. }

Depot and Post Quartermasters in this command will carefully prepare and forward prior to November 20th, 1870, estimates for the Quartermaster's Stores and Clothing, Camp and Garrison Equipage, that will probably be needed at their respective stations during the year ending June 30th, 1872.

These estimates should show the strength of the garrison, the quantity of each article required for the year, the quantity on hand at the date of making the estimate, the probable quantity on hand July 1st, 1871, and the quantity to be furnished. They will be made in quadruplicate—and forwarded to the Chief Quartermaster of the Department—one copy of which will be immediately returned with a detailed memorandum of the action taken at these Headquarters.

The classification indicated in Form No. 23, Quartermaster's Department will be observed in making the estimates for Quartermaster's Stores; and that of General Orders No. 102, Headquarters of the Army, 1867, for Clothing, Camp and Garrison Equipage.

It is especially desired that the kind, size, quality, etc., of the articles required, shall be stated in detail, so that needed property only shall be forwarded; and where parts of machinery &c., are required, an accurate and complete description of the same should be given, together with the name of the manufacturer; these data are required for the guidance of officers who may purchase these supplies. Full information and recommendation is also required regarding the method of procuring the supplies, as per General Orders No. 5, Quartermaster General's Office, series of 1868.

BY COMMAND OF BRIGADIER GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*



## G. C. M.

### FORT SANDERS.

1. Private *John McAnally*, Company "I," 4th Infantry.
2. Private *John Davidson*, Company "C," 4th Infantry.
3. Private *John Hansom*, Company "I," 4th Infantry.
4. Recruit *James King*, 4th Infantry.
5. Private *Edward Murray*, Company "I," 4th Infantry.
6. Private *Daniel Abt*, Company "I," 4th Infantry.
7. Musician *Joseph A. Reynolds*, Company "D," 14th Infantry.
8. Private *Patrick Carey*, Company "A," 14th Infantry.
9. Private *William Johnson*, Company "D," 14th Infantry.
10. Private *Oscar H. Lake*, Company "I," 4th Infantry.
11. Private *Winfield S. Hill*, Company "D," 14th Infantry.
12. Private *John Bishop*, Company "D," 14th Infantry.
13. Private *Henry Horton*, Company "I," 4th Infantry.
14. Private *George B. Myers*, Company "C," 4th Infantry.
15. Corporal *William Pretsch*, Company "A," 14th Infantry.

### OMAHA BARRACKS.

1. Private *Lewis C. Smith*, Company "F," 7th Infantry.
2. Corporal *John Barrett*, Company "A," 9th Infantry.
3. Private *John Rilley*, Company "C," 9th Infantry.
4. Private *Francis O'Connor*, Company "M," 2d Cavalry.

### HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, October 22, 1870.*

GENERAL ORDERS, {  
No. 44. }

I...Before a General Court Martial which convened at Fort Sanders, W. T., pursuant to Paragraph 1, Special Orders No. 179, current series from these Headquarters, and of which Captain *Joseph H. Van Derslice*, 14th Infantry, is President, and 1st Lieutenant *J. A. Sheetz*, 4th Infantry, Judge Advocate, were arraigned and tried:

1st. Private *John McAnally*, Company "I," 4th Infantry.

CHARGE 1—"Theft, to the prejudice of good order and military discipline."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Private *John McAnally*, Company "I," 4th Infantry, a soldier duly enlisted in the service of the United States, did on the 29th day of May, 1870, while on detached service at Rock Creek, W. T., under command of Sergeant *James Dellane*, Company "I," 4th Infantry, behave in an insubordinate and disrespectful manner to said Sergeant by saying to him when reprimanded for a breach of discipline, "do your best, I am ready at any time you are," and when directed by the said Sergeant *James Dellane*, to go to his tent and remain there, did reply, "as soon as I go on post I will shoot the guts out of you."

This at Rock Creek, W. T., on or about the date above set forth.

PLEA—"Not Guilty."

FINDING—Of the 1st specification 1st charge—"Not Guilty."

Of the 2d specification 1st charge—"Not Guilty."

Of the 3d specification 1st charge—"Guilty," except the word "uniform," substituting therefor the words "forage."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard for the period of one month."

The proceedings, findings, and sentence in the case of Private *John McAnally*, Company "I," 4th Infantry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

2d. Private *John Davidson*, Company "C," 4th Infantry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—Of the 1st specification—"Guilty," except the words "and other articles unknown."

Of the 2d specification—"Guilty," except the words "two coats, and two pair of pants and other articles unknown," and substituting therefor the words "coat or coats and pants."

Of the charge—"Guilty."

SENTENCE—"To be dishonorably discharged the service of the



United States, to forfeit all pay and allowances that are or may hereafter become due him except the just dues of the laundress, and to be confined in such penitentiary as the Commanding General may direct for the period of one year."

In the case of Private *John Davidson*, Company "C," 4th Infantry, though the prisoner's possession of the watch was accompanied by suspicious circumstances, yet the proof that he was guilty of a willful larceny in obtaining it is not conclusive. His theft of clothing is made out, but he appears to have been drunk at the time and more or less unconscious of the gravity of his offense.

The proceedings, findings, and sentence are approved, but the sentence is mitigated to confinement at hard labor under charge of the guard where his company may be serving, for six months. As modified, the sentence will be duly executed.

3d. Private *John Hanson*, Company "I," 4th Infantry.

CHARGE—"Violation of the 21st Article of War."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard for the period of thirty days at the post where his company may be serving, the first seven and the last seven days to be in solitary confinement on bread and water diet, and to forfeit to the United States twelve dollars of his monthly pay for one month."

The proceedings, findings, and sentence in the case of Private *John Hanson*, Company "I," 4th Infantry, are approved; but the sentence is mitigated to read as follows:—To forfeit to the United States twelve dollars of his monthly pay for one month and to be confined at hard labor under charge of the guard for the period of ten days. As modified, the sentence will be duly executed at the post where the prisoner's company may be serving.

4th. Recruit *James King*, 4th Infantry.

CHARGE—"Violation of the 21st Article of War."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States ten dollars of his monthly pay for one month and to be confined at hard labor under charge of the guard at the post where his company may be serving for the period of one month."

The proceedings, findings, and sentence in the case of Recruit *James King*, 4th Infantry, are approved, but so much of the sentence as imposes confinement is remitted. The remainder of the sentence will be duly executed.

5th. Private *Edward Murray*, Company "I," 4th Infantry.

CHARGE—"Violation of the 46th Article of War."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States all pay and allowances which are or may become due him, except the just dues of the laundress and a sum sufficient to reimburse the Quartermaster's Department for his transportation to Omaha, Nebraska; to be confined at hard labor under charge of the guard at Fort Sanders, W. T., for the period of two months and at the expiration of his term of confinement to be dishonorably discharged the service."

The proceedings, findings, and sentence in the case of Private *Edward Murray*, Company "I," 4th Infantry, are approved and confirmed, and the sentence will be duly executed.

6th. Private *Daniel Abt*, Company "I," 4th Infantry.

CHARGE—"Violation of the 45th Article of War."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard at the post where his company may be serving for the period of sixty days, the first seven and last seven days to carry a log weighing twenty-five pounds, every alternate two hours from reveille until retreat, under the supervision of No. 1 sentinel."

The proceedings, findings, and sentence in the case of Private *Daniel Abt*, Company "I," 5th Infantry, are approved and confirmed, and the sentence will be duly executed.

7th. Musician *Joseph A. Reynolds*, Company "D," 14th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this that he, Musician *Joseph A. Reynolds*, Company "D," 14th Infantry, was drunk and disorderly in the quarters of his company about noon on the first day of October, 1870.

Specification 2—In this that he, Musician *Joseph A. Reynolds*, Company "D," 14th Infantry, did, within the limits of the garrison

on the first day of October, 1870, assault and beat Private *Edward Mulligan*, Company "D," 14th Infantry. All this at or near Fort Sanders, W. T., on or about the date above specified.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined under charge of the guard for the period of two months, and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

The proceedings, findings, and sentence in the case of Musician *Joseph A. Reynolds*, Company "D," 14th Infantry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

8th. Private *Patrick Carey*, Company "A," 14th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard at Fort Sanders, W. T., (or such other military post as may be designated by the Department Commander,) for the period of one year, wearing a twelve pound ball attached to his leg by a chain four feet long; to make good the expenses of his apprehension, to forfeit all pay and allowances now due or that may hereafter become due him, except the just dues of the laundress and a sum sufficient to reimburse the Quartermaster's Department for the cost of his transportation to Omaha, Nebraska; and at the expiration of his term of confinement to be dishonorably discharged the service."

The proceedings, findings, and sentence in the case of Private *Patrick Carey*, Company "A," 14th Infantry, are approved and confirmed, and the sentence will be duly executed, at Fort Sanders, W. T., until otherwise ordered.

9th. Private *William Johnson*, Company "D," 14th Infantry.

CHARGE 1—"Violation of the 42d Article of War."

CHARGE 2—"Violation of the 21st Article of War."

CHARGE 3—"Disobedience of orders, in violation of the 9th Article of War."

CHARGE 4—"Drunkenness, to the prejudice of good order and military discipline."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard for forty days, and to forfeit to the United States ten dollars per month of his monthly pay for two months."

The Court is thus lenient on account of the previous good character of the prisoner as shown in evidence.

The proceedings, findings, and sentence in the case of Private *William Johnson*, Company "D," 14th Infantry, are approved, but owing to the past good character of the prisoner, so much of the sentence as imposes confinement is remitted. The remainder of the sentence will be duly executed.

10th. Private *Oscar H. Lake*, Company "I," 4th Infantry.

CHARGE 1—"Violation of the 45th Article of War."

CHARGE 2—"Disrespectful and insubordinate conduct, to the prejudice of good order and military discipline."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard for the period of two months, and to forfeit to the United States ten dollars per month of his monthly pay for one month."

The proceedings, findings, and sentence in the case of Private *Oscar H. Lake*, Company "I," 4th Infantry, are approved and confirmed, and the sentence will be duly executed.

11th. Private *Winfield S. Hill*, Company "D," 14th Infantry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To be dishonorably discharged the service of the United States forfeiting all pay and allowances except the just dues of the laundress, and to be confined six months in such penitentiary as the General Commanding the Department may direct."

The Court is thus lenient in consideration of the previous good character sustained by the prisoner as shown in evidence.

The proceedings, findings, and sentence in the case of Private *Winfield S. Hill*, Company "D," 14th Infantry, are approved, but in consideration of the good character given the prisoner in evidence, the favorable endorsement of his fellow soldiers, and the commendation of the members of the Court, the sentence is miti-

gated to read as follows:—To be confined at hard labor under charge of the guard at the post where his company may be serving, for ten days.

It is hoped the prisoner will show by his future conduct, that he is deserving of the clemency thus extended to him.

12th. Private *John Bishop*, Company "D," 14th Infantry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit all pay and allowances that are now or may become due him, except the just dues of the laundress; to be dishonorably discharged the service of the United States, and to be confined in such penitentiary as the Commanding General of the Department may designate for the period of one year,"

The proceedings, findings, and sentence in the case of Private *John Bishop*, Company "D," 14th Infantry, are approved, but the sentence is mitigated to read as follows:—To be confined at hard labor under charge of the guard at the post where his company may be serving, for three months.

It is hoped Private *Bishop* will show by his future good behavior and sobriety that the clemency now extended to him is not misplaced.

13th. Private *Henry Horton*, Company "I," 4th Infantry.

CHARGE—"Violation of the 21st Article of War."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States twelve dollars per month of his monthly pay for two months."

The proceedings, findings, and sentence in the case of Private *Henry Horton*, Company "I," 4th Infantry, are approved and confirmed, and the sentence will be duly executed.

It is thought that this case might well have been brought before a Garrison Court Martial.

14th. Private *George B. Myers*, Company "C," 4th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Private *George B. Myers*, Company "C," 4th Infantry, did, when ordered by Corporal *Rose*, Com-

pany "C," 4th Infantry, to go on fatigue in the company garden. (the said Corporal *Rose* being in the execution of his office) positively refuse, saying "I will be G—d d—d and will see you in hell first," or words to that effect.

This at Fort Sanders, W. T., on or about the 11th day of October, 1870.

PLEA—"Not Guilty."

FINDING—Of the specification—"Guilty," except the word "you" substituting therefor the word "them."

Of the charge—"Guilty."

SENTENCE—"To forfeit to the United States nine dollars of his monthly pay for one month."

The proceedings, findings, and sentence in the case of Private *George B. Myers*, Company "C," 4th Infantry, are approved and confirmed, and the sentence will be duly executed.

15th. Corporal *William Pretsch*, Company "A," 14th Infantry.

CHARGE—"Absence without leave, in violation of the 21st Article of War."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States nine dollars per month of his monthly pay for three months."

The proceedings, findings, and sentence in the case of Corporal *William Pretsch*, Company "A," 14th Infantry, are approved and confirmed, and the sentence will be duly executed.

II...Before a General Court Martial which convened at Omaha Barracks, Nebraska, pursuant to Paragraph 2, Special Orders No. 164, current series from these Headquarters, and of which Major *Edward F. Townsend*, 9th Infantry, is President, and 1st Lieutenant *W. P. Clark*, 2d Cavalry, Judge Advocate, were arraigned and tried:—

1st. Private *Lewis C. Smith*, Company "F," 7th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States all pay and allowances now due or that may become due except the just dues of the laundry; to be confined at hard labor under charge of the guard for the period of six months; and to be drummed out of the United States' service."

The proceedings, findings, and sentence in the case of Private *Lewis C. Smith*, Company "F," 7th Infantry, are approved and confirmed, and the sentence will be duly executed. Omaha Barracks, Neb., is designated as the place of confinement.

2d. Corporal *John Barrett*, Company "A," 9th Infantry.

CHARGE—"Drunkenness on duty, in violation of the 45th Article of War."

PLEA—"Not Guilty."

FINDING—"Not Guilty."

And the Court does therefore acquit him.

The proceedings, findings, and acquittal in the case of Corporal *John Barrett*, Company "C," 9th Infantry, are approved.

Corporal *Barrett* will be restored to duty.

3d. Private *John Rilley*, Company "C," 9th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States all pay and allowances now due or that may become due, to be confined at hard labor under charge of the guard for the period of six months, and at the end of that time to be drummed out of the United States service."

The proceedings, findings, and sentence in the case of Private *John Rilley*, Company "C," 9th Infantry are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

4th Private *Francis O'Connor*, Company "M," 2d Cavalry.

CHARGE 1—"Drunkenness on duty, in violation of the 45th Article of War."

CHARGE 2—"Assault with intent to kill, to the prejudice of good order and military discipline."

PLEA—"To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—"Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Guilty" of the words "did fire a pistol," and "Not Guilty" of the remainder.

Of the 2d charge—"Guilty" of conduct to the prejudice of good order and military discipline, and "Not Guilty" of the remainder.

SENTENCE—"To forfeit to the United States ten dollars per month of his monthly pay for six months; and to be confined at hard labor under charge of the guard for the period of three months."

The proceedings, findings, and sentence in the case of Private *Francis O'Connor*, Company "M," 2d Cavalry, are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

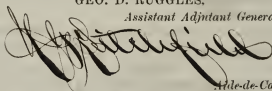
III...The General Court Martial convened at Fort Sanders, W. T., pursuant to Paragraph 1, Special Orders No. 179, current series from these Headquarters, and of which Captain *Joseph H. Van Derslice*, 14th Infantry, is President, is hereby dissolved.

BY COMMAND OF BRIGADIER GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:



*Aide-de-Camp.*



## G. C. M.

### FORT BRIDGER.

1. Private *James Murray*, Company "F," 13th Infantry.
2. Private *Peter Lorianx*, Company "F," 13th Infantry.
3. Private *Johnson Henderson*, Company "F," 13th Infantry.
4. Private *Henry Willinms*, Company "D," 2d Cavalry.
5. Private *Michael McGuire*, Company "G," 13th Infantry.
6. Corporal *William C. Bounsall*, Company "G," 13th Infantry.

### FORT FETTERMAN.

1. Private *John Dundas*, Company "H," 4th Infantry.
2. Private *Richard M. Wheelan*, Company "E," 14th Infantry.
3. Private *John J. O'Donohue*, Company "H," 4th Infantry.
4. Private *Jeremiah Harrington*, Company "H," 4th Infantry.
5. Private *Eugene McGowan*, Company "H," 4th Infantry.
6. Private *John O'Brien*, Company "E," 4th Infantry.
7. Private *Richard O'Hearn*, Company "E," 4th Infantry.

### HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, November 1, 1870.*

GENERAL ORDERS, {  
No. 45. }

1...Before a General Court Martial which convened at Fort Bridger, W. T., pursuant to Paragraph 2. Special Orders No. 159, current series from these Headquarters, and of which Captain *Emory W. Clift*, 13th Infantry, is President, and 1st Lieutenant *Charles H. Shepard*, 9th Infantry, Judge Advocate, were arraigned and tried:—

1st. Private *James Murray*, Company "F," 13th Infantry.

CHARGE 1—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that he, Private *James Murray*, Company "F," 13th Infantry, was so much under the influence of liquor as to be totally unfit to perform the duties of a soldier. This at or near Fort Bridger, W. T., on or about the 25th day of August, 1870.

CHARGE 2—"Disobedience of orders."

PLEA—To the specification 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification 2d charge—"Guilty."

To the 2d charge—"Guilty."

FINDING—Of the specification 1st charge—"Not Guilty."

Of the 1st charge—"Not Guilty,"

Of the specification 2d charge—"Guilty."

Of the 2d charge—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard for the period of four months, and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

The proceedings, findings, and sentence in this case are approved, but in view of the long confinement already borne by the prisoner so much of the sentence as inflicts confinement is remitted. The remainder of the sentence will be duly executed.

2d. Private *Peter Loriaux*, Company "F," 13th Infantry.

CHARGE 1—"Conduct to the prejudice of good order and military discipline."

Specification—In this that he, Private *Peter Loriaux*, Company "F," 13th Infantry, was so much under the influence of intoxicating liquor as to be totally unfit to perform the duties of a soldier. This at or near Fort Bridger, W. T., on or about the 25th day of August, 1870.

CHARGE 2—"Disobedience of orders."

PLEA—"Not Guilty."

FINDING—"Not Guilty."

And the Court does therefore acquit him.

The proceedings, findings, and acquittal in this case are approved. Private *Loriaux* will be restored to duty. A brief investigation of the facts in this case at the time, would probably have resulted in the prisoner's immediate return to duty, and his long confinement would have been avoided.

3d. Private *Johnson Henderson*, Company "F," 13th Infantry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

PLEA—To the specification—"Guilty."

To the charge—"Guilty" except the word "theft;" but "Guilty" of conduct to the prejudice of good order and military discipline.

FINDING—Of the specification—"Guilty."

Of the charge—"Guilty of conduct to the prejudice of good order and military discipline."

SENTENCE—"To be confined at hard labor under charge of the guard until expiration of term of service, and to forfeit to the United States fifteen dollars of his monthly pay for one month."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

4th. Private *Henry Williams*, Company "D," 2d Cavalry.

CHARGE 1—"Violation of the 21st Article of War."

CHARGE 2—"Disobedience of orders."

PLEA—"Guilty."

FINDING—Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the 1st specification 2d charge—"Guilty."

Of the 2d specification 2d charge—"Guilty."

Of the 2d charge—"Not Guilty," but "Guilty of conduct to the prejudice of good order and military discipline."

SENTENCE—"To forfeit to the United States ten dollars of his monthly pay for two months; and to be confined at hard labor under charge of the guard for the same period."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

5th. Private *Michael McGuire*, Company "G," 13th Infantry.

CHARGE 1—"Drunkenness on duty."

CHARGE 2—"Conduct to the prejudice of good order and military discipline,"

Specification 1—In this that he, Private *Michael McGuire*, Company "G," 13th Infantry, while on duty with a detachment sent to guard supplies from Fort Ellis to Camp Baker, M. T., did, without any provocation, willfully and maliciously strike a citizen known as Major *Campbell* with a Springfield breech-loading rifled musket, inflicting upon him (the said *Campbell*) grievous bodily injury. All this at or near Gallatin City, M. T., on or about the evening of the 9th day of April, 1870.

Specification 2—In this that he, Private *Michael McGuire*, Com-

pany "G," 13th Infantry, while on duty with a detachment sent to guard supplies from Fort Ellis to Camp Baker, M. T., did without provocation or cause, willfully and maliciously strike a citizen known as *George Wells*, with a Springfield breech-loading rifled musket, inflicting severe injuries upon him, the said *George Wells*. All this at or near Gallatin City, M. T., on or about the evening of the 9th of April, 1870.

Specification 3—In this, that he, Private *Michael McGuire*, Company "G," 13th Infantry, while on duty as member of a guard sent to escort supplies from Fort Ellis to Camp Baker, M. T., did without provocation, willfully and maliciously fire at Private *J. R. Reed*, Company "G," 13th Infantry, with a Springfield breech-loading rifled musket, the ball thereof striking him (Private *Reed*), in the arm, and passing through his sack-coat; at the same time making use of the following threatening language, to wit:—"I will fix you yet, you God d——d sons of b——s," or words to that effect. All this at or near Gallatin City, M. T., on or about the evening of the 9th day of April, 1870.

Specification 4—In this, that he, Private *Michael McGuire*, Company "G," 13th Infantry, while on duty as a member of a guard sent to escort supplies from Fort Ellis, to Camp Baker, M. T., did without provocation, willfully and maliciously, and with the intention of inflicting grievous bodily injury, fire at Private *T. R. Wilson*, Company "G," 13th Infantry, with a Springfield breech-loading rifled musket, the ball thereof passing through his (Private *Wilson's*) forage cap; at the same time making use of the following threatening language, to wit:—"I will kill somebody yet before I leave here," or words to that effect.

All this at or near Gallatin City, M. T., on or about the evening of the 9th day of April, 1870.

*Additional Charge*—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this that he, Private *Michael McGuire*, Company "G," 13th Infantry, did use the following disrespectful language to his superior and commanding officer, Captain *E. W. Clift*, 13th Infantry, to wit: "You are a d——d son of a bitch," or words to that effect. This at Camp Baker, M. T., on the 10th day of May, 1870.

Specification 2—In this that he, Private *Michael McGuire*, Company "G," 13th Infantry, did use the following disrespectful language to his superior officer Lieutenant *W. L. Wann*, 13th Infantry, to wit: "You are a d—d son of a bitch, you are a d—d s—t, or words to that effect. This at Camp Baker, M. T., on the 10th day of May, 1870.

Specification 3—In this that he Private *Michael McGuire*, Company "G," 13th Infantry, did repeatedly use the following disrespectful and threatening language to his superior non-commissioned officer, Corporal *Charles Bowers*, Company "G," 13th Infantry, to wit: "I will shoot you, you d—d son of a bitch, on the first opportunity," or words to that effect. This at Camp Baker, M. T., on the 10th of May, 1870.

PLEA—To the specification 1st charge—"Not Guilty."

To the 1st charge—"Guilty."

To the 1st specification 2d charge—"Not Guilty."

To the 2d specification 2d charge—"Not Guilty."

To the 3d specification 2d charge—"Not Guilty."

To the 4th specification 2d charge—"Not Guilty."

To the 2d charge—"Guilty."

To the 1st specification additional charge—"Not Guilty."

To the 2d specification additional charge—"Not Guilty."

To the additional charge—"Guilty."

FINDING—Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the 1st specification 2d charge—"Not Guilty."

Of the 2d specification 2d charge—"Guilty."

Of the 3d specification 2d charge—"Guilty," excepting the words "in the arm" and "I will fix you G—d d—d sons of bitches."

Of the 4th specification 2d charge—"Guilty."

Of the 2d charge—"Guilty."

Of the 1st specification additional charge—"Guilty."

Of the 2d specification additional charge—"Guilty," excepting the words following, to-wit: "You are a d—d son of a bitch, you are a d—d s—t."

Of the 3d specification additional charge—"Guilty."

Of the additional charge—"Guilty."

SENTENCE—"To be dishonorably discharged the service of the United States, to forfeit all pay now due or that may become due, and to be confined at such military prison or penitentiary as the Commanding General may direct for the period of three years."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed. The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoner, to which place he will be conducted under suitable guard and turned over to the warden of the penitentiary with a copy of this order.

6th. Corporal *William C. Bousall*, Company "G," 13th Infantry.

CHARGE 1—"Theft, to the prejudice of good order and military discipline."

CHARGE 2—"Drunkenness on duty."

PLEA—"To the specification 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification 2d charge—"Guilty."

To the 2d charge—"Guilty."

FINDING—"Of the specification 1st charge—"Guilty," except the words "feloniously," "steal," "weighing one hundred pounds," "weighing thirty pounds," "weighing fifty eight pounds."

Of the 1st charge—"Guilty," except the word "theft," and substituting therefor "conduct."

Of the specification 2d charge—"Guilty."

Of the 2d charge—"Not Guilty of Drunkenness on duty," but "Guilty of conduct to the prejudice of good order and military discipline."

SENTENCE—"To be reduced to the rank of private soldier, and to forfeit to the United States fifteen dollars of his monthly pay per month for the period of three months."

In this case the record shows that a detachment of the 13th Infantry, of which the company to which the prisoner belongs made a part, arrived and formed camp near Coriune, on the morning of the first of July last. In some way unexplained the beef cattle of the detachment had been lost en route, and nothing remained on hand except some bacon in bad condition and some sacks of flour.

If the defence is deserving of credit; and the leniency of the sentence would imply that the Court believed it: the officers of the detachment passed far too much of their time in the neighboring town; their men being left meanwhile very badly rationed. The prisoner, who held the position of Acting Quartermaster Sergeant, was unable to procure fresh beef for the company, and for two days food seems to have run very short. Fresh provisions were at no time obtained for the company by its officers; and it does not appear that any effort was made to do this. In consequence of the drunkenness of the First Sergeant, the prisoner, according to the evidence, acted in his place; called the roll at retreat on the 2d of July; and reported the company to the company commander, who happened to be in camp at the time. This officer testifies that he has no recollection of the fact. On the afternoon of this day, it is in testimony, that a majority of the company were intoxicated—a fact, which by itself is significant of culpable laxity of discipline.

No food having been provided, the prisoner finally assumed the responsibility of selling some of the rusty bacon and flour, and purchasing beef for the company; which he did openly on the morning of the 3d July, procuring also matches, and a quantity of whiskey which he and others drank that afternoon.

The sale of these provisions was an act for which he had no actual authority; though the condition in which the company seems to have been left by its officers was such as, partially at least, to justify it. The command would seem to have fallen into a state of considerable demoralization at the time. The men were without proper food, many of them in a state of intoxication, the 1st Sergeant constantly drunk, and the officers hard to find. In this condition of affairs even the prisoner's intoxication on the afternoon of the third day, to which offense he pleads guilty, is not without some palliating circumstances, blame-worthy as it undoubtedly was.

The exoneration of the prisoner by the Court of the charge of stealing the rations which he sold, is justified by the evidence and is approved.

The testimony given in support of the prisoner's general excellence as a soldier, is strong; and commendation could scarcely be warmer than that found in a letter from Colonel *DeTrobriand* attached to the record.

In view of these convincing evidences of good character, the ex-

traordinary features of the case, and the prisoner's long and needlessly harsh confinement, the Department Commander believes himself justified in remitting the entire sentence. The prisoner will be restored to duty as a non-commissioned officer.

II...Before a General Court Martial which convened at Fort Fetterman, W. T., pursuant to Paragraph 1, Special Orders No.173, current series from these Headquarters, and of which Major *Alexander Chambers*, 4th Infantry, is President, and 2d Lieutenant *Rufus P. Brown*, 4th Infantry, Judge Advocate, were arraigned and tried:—

1st. Private *John Dundas*, Company "H," 4th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

PLEA—To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Guilty," except the words "twenty rounds of centre-primed cartridges, Cal. 50."

To the 2d charge—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit all pay and allowances now due or to become due, except the necessary fatigue clothing and just dues of the laundress; and to be confined under charge of the guard and kept at hard labor for the period of six months, wearing during the same period a ball and chain attached to his left leg, the ball to weigh twenty pounds and the chain to be six feet in length."

The proceedings, findings, and sentence in this case are approved, but in consideration of his voluntary surrender the term of confinement is reduced to three months. As mitigated, the sentence will be duly executed at the post where the prisoner's company may be serving.

2d. Private *Richard M. Wheelan*, Company "E," 4th Infantry.

CHARGE 1—"Violation of the 45th Article of War."

CHARGE 2—"Violation of the 50th Article of War."

CHARGE 3—"Violation of the 9th Article of War."

PLEA—To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."



To the specification 2d charge—"Guilty."

To the 2d charge—"Guilty."

To the specification 3d charge—"Not Guilty."

To the 3d charge—"Not Guilty."

FINDING—Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Guilty."

Of the 2d charge—"Guilty."

Of the specification 3d charge—"Not Guilty."

Of the 3d charge—"Not Guilty."

SENTENCE—"To forfeit to the United States ten dollars per month of his monthly pay for the period of three months; and to be confined at hard labor under charge of the guard for thirty days."

The Court is thus lenient on account of the previous good character of the prisoner as shown in evidence, the long confinement of the prisoner, and the fact that his term of service would have expired September 4, 1870.

The proceedings, findings, and sentence in this case are approved, but so much of the sentence as inflicts confinement is remitted. The remainder of the sentence will be duly executed.

3d. Private *John J. O'Donohue*, Company "H," 4th Infantry.

CHARGE—"Desertion."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined under charge of the guard for the period of four months, wearing a ball weighing twenty-four pounds attached to his left leg by a chain six feet long, and to forfeit to the United States fourteen dollars per month of his monthly pay for the same period."

The proceedings, findings, and sentence in this case are approved, but in view of the doubt cast upon his intention to desert by the unprepared state in which he left the garrison, and especially in consideration of the general good character given him by the witnesses, the sentence is mitigated to confinement at hard labor for one month and forfeiture of fourteen dollars of his monthly pay for the same period. As modified, the sentence will be duly executed at the post where the prisoner's company may be serving.

4th. Private *Jeremiah Hurrington*, Company "H," 4th Infantry.

CHARGE—"Desertion."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined under charge of the guard for the period of four months, wearing a ball weighing twenty-four pounds attached to his left leg by a chain six feet long, and to forfeit to the United States fourteen dollars per month of his monthly pay for the same period."

The proceedings, findings, and sentence in this case are approved, but in view of the prisoner's drunkenness when found, the shortness of his absence, and the doubt which his defenceless and unprovided condition casts upon the intention with which he left the garrison, the sentence is mitigated to two months confinement with ball and chain and forfeiture of fourteen dollars per month for two months.

As modified, the sentence will be duly executed at the post where the prisoner's company may be serving.

5th. Private *Eugene McGowan*, Company "E," 4th Infantry.

CHARGE—"Violation of the 46th Article of War."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States twelve dollars of his monthly pay per month for three months; and to be confined at hard labor for forty-five days under charge of the post guard."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

6th. Private *John O'Brien*, Company "E," 4th Infantry.

CHARGE 1—"Assault with intent to kill."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this that he, Private *John O'Brien*, Company "E," 4th Infantry, when ordered to the guard-house by First Sergeant *Wyatt Kennedy*, Company "H," 4th Infantry, did resist said First Sergeant *Wyatt Kennedy*, he being then and there in the execution of his office, and did say "if you try any tricks with me I'll butcher you, you son of a b——h;" and while being conveyed to the guard-house by First Sergeant *Wyatt Kennedy*, Company "H," 4th Infantry, did say "you can't keep me in here, and I'll butcher you,

G—d d—n you, you rebel son of a b—h;” or words to that effect.

All this at Fort Fetterman, W. T., on or about the 27th day of September, 1870.

PLEA—To the specification 1st charge—“Not Guilty.”

To the 1st charge—“Not Guilty.”

To the specification 2d charge—“Guilty, excepting the words ‘I’ll butcher you,’ in both places in which these words occur.”

To the 2d charge—“Guilty.”

FINDING—Of the specification 1st charge—“Guilty, except the word ‘kill.’ ”

Of the 1st charge—“Not Guilty, but guilty of conduct to the prejudice of good order and military discipline.”

Of the specification 2d charge—“Guilty.”

Of the 2d charge—“Guilty.”

SENTENCE—“To be confined at hard labor under charge of the guard for six months; and to forfeit to the United States twelve dollars of his monthly pay per month for the period of eight months.”

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed at the post where the prisoner’s company may be serving.

7th. Private *Richard O’Hearn*, Company “E,” 4th Infantry.

CHARGE 1—“Violation of the 44th Article of War.”

CHARGE 2—“Conduct to the prejudice of good order and military discipline.”

Specification—In this, that Private (late Sergeant) *Richard O’Hearn*, Company “E,” 4th Infantry, failed to repair to his quarters at tattoo and was found in a place used for a brewery outside of the stockade of the fort about 10 p. m., where he had been gambling,

This at Fort Fetterman, W. T., on the 30th day of September, 1870.

CHARGE 3—“Breach of arrest.”

PLEA—To the 1st specification 1st charge—“Guilty.”

To the 2d specification 1st charge—“Guilty.”

To the 1st charge—“Guilty.”

To the specification 2d charge—“Guilty.”

To the 2d charge—“Guilty.”

To the specification 3d charge—“Not Guilty.”

To the 3d charge—“Not Guilty.”

FINDING—Of the 1st specification 1st charge—"Guilty."

Of the 2d specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Guilty."

Of the 2d charge—"Guilty."

Of the specification 3d charge—"Not Guilty."

Of the 3d charge—"Not Guilty."

SENTENCE—"To forfeit to the United States ten dollars of his monthly pay for one month."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

III...The General Court Martial convened at Fort Bridger, W. T., pursuant to Paragraph 3, Special Orders No. 159, current series from these Headquarters, and of which Captain *Emory W. Clift*, 13th Infantry, is President, and First Lieutenant *Charles H. Shepard*, 9th Infantry, Judge Advocate, is hereby dissolved.

BY COMMAND OF BRIGADIER GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*

HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha, Nebraska, November 9, 1870.*

GENERAL ORDERS, {  
No. 46. }

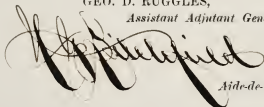
The President of the United States having designated Thursday, the 24th day of November, as the day on which he recommends that "all citizens meet in their respective places of worship, to give thanks for the bounty of God during the year about to close, and to supplicate for its continuance hereafter;" it is ordered that on that day, at the military posts and Headquarters in this Department, all military and fatigue duties be suspended, except necessary guards and police; and that all proper means and facilities be afforded officers and soldiers to assist in the recognized observances of the day—observances prompted by their own feelings as well as enjoined by the recommendation of the President.

BY COMMAND OF BRIGADIER GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

A large, flowing handwritten signature in dark ink, likely belonging to the Aide-de-Camp mentioned in the text below it. The signature is written over the word "OFFICIAL:" and extends across the width of the page.

*Aide-de-Camp.*



## G. C. M.

### OMAHA BARRACKS.

1. Private *Edward Holske*, Company "K," 9th Infantry.
2. Private *Leander C. Johnson*, Company "C," 9th Infantry.
3. Private *William Keller*, Company "E," 2d Cavalry.
4. Private *Albert B. Sweenk*, Company "A," 9th Infantry.
5. Private *Ignatius Geles*, Company "K," 9th Infantry.
6. Private *Conrad Wentworth*, Company "K," 2d Cavalry.

### FORT FETTERMAN.

1. Private *Peter Burk*, Company "A," 4th Infantry.
2. Private *Patrick J. Mullen*, Company "E," 4th Infantry.
3. Private *Henry H. Fox*, Company "A," 4th Infantry.

### CAMP DOUGLAS.

1. Private *Patrick W. Canty*, Company "E," 13th Infantry.
2. Private *John F. Pierce*, Company "K," 7th Infantry.
3. Private *John McFarlane*, Company "H," 7th Infantry.
4. Private *James Hennessy*, Company "F," 13th Infantry.
5. Private *George W. Stevens*, Company "B," 13th Infantry.
6. Private *Jacob Kensey*, Company "I," 13th Infantry.
7. Private *Frederick Heckman*, Company "B," 13th Infantry.
8. Private *Dennis Murray*, Company "I," 9th Infantry.
9. Private *Jacob Eglyoff*, Company "B," 13th Infantry.
10. Private *Richard Pattleton*, Company "K," 13th Infantry.
11. Private *Thomas Dolan*, Company "I," 9th Infantry.
12. Private *William Griffin*, Company "E," 13th Infantry.

### FORT D. A. RUSSELL.

1. Private *Christopher Schlafer*, Company "A," 5th Cavalry.
2. Private *Stephen Dumphrey*, Company "A," 4th Infantry.

## HEADQUARTERS DEPARTMENT OF THE PLATTE.

*Omaha, Nebraska, November 10, 1870.*

GENERAL ORDERS, }  
No. 47. }

I...Before a General Court Martial which convened at Omaha Barracks, Nebraska, pursuant to Paragraph 2, Special Orders No. 164, current series from these Headquarters, and of which Major *Edwin F. Townsend*, 9th Infantry, is President, and First Lieuten-

ant *William P. Clark*, 2d Cavalry, Judge Advocate, were arraigned and tried:—

1st. Private *Edward Holske*, Company "K," 9th Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In that Private *Edward Holske*, Company "K," 9th Infantry, having asked for a pass and having been refused by his company commander did nevertheless absent himself from his proper post without one for five days. This at Omaha Barracks, Nebraska, from the 2d to the 7th October, 1870.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States ten dollars per month of his monthly pay for the period of two months."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

2d. Private *Leander C. Johnson*, Company "C," 9th Infantry.

CHARGE—"Disobedience of orders, to the prejudice of good order and military discipline."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States ten dollars per month of his monthly pay for three months, and to be confined at hard labor under charge of the guard for the period of one month."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

3d. Private *William Keller*, Company "E," 2d Cavalry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States all pay and allowances now due or that may become due for the period of six months; and to be confined at hard labor under charge of the guard for the same period."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

4th. Private *Albert B. Swenk*, Company "A," 9th Infantry.

CHARGE—"Desertion."



PLEA—To the specification—"Guilty, except the words 'desert said service.'"

To the charge—"Not Guilty."

FINDING—"Not Guilty, but guilty of absence without leave."

SENTENCE—"To forfeit to the United States ten dollars per month of his monthly pay for three months, and be confined at hard labor under charge of the guard for one month."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

5th. Private *Ignatius Getes*, Company "K," 9th Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In that Private *Ignatius Getes*, Company "K," 9th Infantry, did enlist in the said company on the 29th day of July, 1870, and to bring about said enlistment did sign a certificate on said enlistment papers, that he had never been previously dishonorably discharged the service and that he knew of no impediment existing to his re-enlisting the service: which statement was false and intended to deceive the officer who enlisted him (1st Lieutenant *A. H. Bowman*, 9th Infantry,) inasmuch as he, the said *Getes* had been previously dishonorably discharged the service from the 2d Cavalry, by sentence of General Court Martial, under the name of *Ignatius Goetz*, as per General Orders No. 36, Headquarters Department of the Platte, Omaha, Neb., June 4, 1869.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States all pay and allowances now due or that may become due, to refund to the United States the cost of his enlistment, and then to be dishonorably discharged the United State's service."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

6th. Private *Conrad Wentworth*, Company "K," 2d Cavalry.

CHARGE—"Violation of the 6th Article of War."

PLEA—To the specification—"Guilty, except the words 'we will make him tell where the company fund went to, and all the corn. Let him go on, we will beat him. I will make him sweat when I come out and tell what I said.

Say nothing to any one about my writing to you.'"  
To the charge—"Not Guilty."

FINDING—Of the specification—"Guilty."

Of the charge—"Not Guilty, but guilty of conduct to the prejudice of good order and military discipline."

SENTENCE—"To be confined at hard labor under charge of the guard for the period of three months."

The proceedings, findings, and sentence in this case are approved, although the reviewing authority is of the opinion that the offense committed by Private *Wentworth* was rightly laid under the 6th Article of War, and that the Court erred in changing it to the 99th.

The contempt and disrespect made punishable by the 6th Article must have been exhibited not 'to,' but 'towards,' the commanding officer; and, in terms at least, is not limited to disrespectful conduct in his presence, or contemptuous language addressed to him face to face. The validity of the proceedings, however, is not affected by this error, as under many charges it is easy to see that it might be, as the punishment authorized by the 6th and 99th articles is equally discretionary with the court, and the rights of the prisoner have been therefore in no degree imperilled or encroached on.

The letter written by the prisoner was couched in language most unbecoming a soldier when speaking or writing of his commanding officer; especially so when found in a letter addressed to another officer, written with no official purpose. For any wrong or injury done him by a commissioned officer an enlisted man has an available and sufficient remedy under the 35th Article of War, but there can be no question that the letter of complaint authorized by that article to be written to his regimental commander, he must frame in decent and respectful terms; and if the prisoner had addressed to the Colonel of his regiment, with the single purpose to rectify a wrong, a letter like that which forms the basis of this charge, he would in that, as in the present case, have justly exposed himself to punishment for contemptuous and disrespectful acts. Much more justly, if possible, when he speaks of his company commander, in a letter written without any official aim or sanction, in language so derogatory and abusive.

The numerous and convincing testimonials to the prisoner's usefulness as a soldier and his past good character, incline the

reviewing authority to believe that the offense committed by him in the present instance was less the result of malice than of ignorance of the proper measure to pursue. Still, it is an offense of so grave a character as to demand a punishment which, without being excessive, should yet be exemplary in its effects, and it is thought the sentence pronounced by the court fulfils these conditions with sufficient accuracy.

H...Before a General Court Martial which convened at Fort Fetterman, W. T., pursuant to Paragraph 1, Special Orders No. 173, current series from these Headquarters, and of which Major *Alexander Chambers*, 4th Infantry, is President, and 2d Lieutenant *Rufus P. Brown*, 4th Infantry, Judge Advocate, were arraigned and tried:—

1st. Private *Peter Burk*, Company "A," 4th Infantry.

CHARGE 1—"Violation of the 45th Article of War."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this that he, Private *Peter Burk*, Company "A," 4th Infantry, did, when charged by the officer of the day, First Lieutenant *P. H. Breslin*, 4th Infantry, with his condition as to sobriety, make improper and unsoldierly replies when none were required, and did otherwise demean himself in an unsoldierly and impudent manner before the guard. This at Fort Fetterman, W. T., on or about October 5th, 1870.

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard for two months, and to forfeit ten dollars of his monthly pay per month for the same period."

The Court is thus lenient owing to the character given him by his company commander.

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

2d. Private *Patrick J. Mullen*, Company "E," 4th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

SENTENCE—"To forfeit to the United States fourteen dollars of his monthly pay per month for four months; and to be confined at hard labor under charge of the guard, wearing a ball weighing twenty-four pounds attached to his left leg by a chain six feet long, for the same period."

In this case, the proceedings, findings, and sentence are approved; but upon the recommendation of the members of the court, so much of the sentence as inflicts ball and chain is remitted and the term of confinement is limited to two months. As mitigated, the sentence will be duly executed.

3d. Private *Henry H. Fox*, Company "A," 4th Infantry.

CHARGE—"Desertion."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States fourteen dollars of his monthly pay per month for four months, and to be confined at hard labor under charge of the guard, wearing a ball weighing twenty-four pounds attached to his left leg by a chain six feet long, for the same period."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

III...Before a General Court Martial which convened at Camp Douglas, U. T. pursuant to Paragraph 2, Special Orders No. 152, current series from these Headquarters, and of which Colonel *P. R. DeTrobriand*, 13th Infantry, is President, and First Lieutenant *William Auman*, 13th Infantry, Judge Advocate, were arraigned and tried:—

1st. Private *Patrick W. Canty*, Company "E," 13th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this that he, *Patrick W. Canty*, a private of Company "E," 13th Infantry, did become drunk and disorderly in the company quarters of Company "E," 13th Infantry, and when being taken to the guard-house by First Sergeant *Clark Knott*,

Company "E," 13th Infantry, he being in the execution of his duty at the time, did threaten to strike him, First Sergeant *Clark Knott*, Company "E," 13th Infantry, and did call him a "d——d son of a b——h." This at Camp Douglas, U. T., on the 30th day of July, 1870.

PLEA—To the specification—"Guilty, except the words 'disorderly,' 'and did threaten to strike him First Sergeant *Clark Knott*, and did call him a d——d son of a b——h;'" of these words—"Not Guilty."

Of the charge—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit twelve dollars of his monthly pay for three months, and to be confined at hard labor under guard for the same period."

The proceedings, findings, and sentence in this case are approved, but, in consideration of the prisoner's long confinement, the sentence is modified to read one month instead of "three months," and as mitigated will be duly executed.

This case might well have been brought before a garrison court martial immediately after the offenses were committed.

2d. Private *John F. Pierce*, Company "K," 7th Infantry.

CHARGE—"Desertion."

PLEA—To the specification—"Guilty, except the words 'apprehended at Camp Douglas, U. T.,"' and of these words Not Guilty."

To the charge—"Guilty."

FINDING—Of the specification—"Guilty, except the words 'apprehended at Camp Douglas, U. T.' and of these words Not Guilty."

Of the charge—"Guilty."

SENTENCE—"To forfeit to the United States all pay now due or to become due up to the expiration of his sentence, and to be confined in the guard-house at hard labor, for six months, at the post where his company may be serving.

"The Court is thus lenient in consideration of the limited intelligence of the prisoner, as shown in his actions during his confinement at this post, and during his trial."

The proceedings, findings, and sentence in this case are approved,

but in view of the prisoner's voluntary surrender the sentence is modified to read four months instead of "six months," and as mitigated will be duly executed.

3d. Private *John McFarlane*, Company "H," 7th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit all pay and allowances now due or which may become due him until the expiration of his sentence, and to be confined at hard labor under guard for one year at the post where his company may be serving."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

4th. Private *James Hennessy*, Company "F," 13th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States twelve dollars of his monthly pay until the expiration of his sentence, and to be confined at hard labor under guard for two years."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

5th. Private *George W. Stevens*, Company "B," 13th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States twelve dollars of his monthly pay until the expiration of his sentence, and to be confined at hard labor under guard for one year at the post where his company may be serving."

The proceedings, findings, and sentence in this case are approved, but in consideration of the prisoner's voluntary surrender and the circumstances under which he appears to have been led into desertion, the sentence is modified to read three months instead of "one year," and as mitigated will be duly executed.

6th. Private *Jacob Kensey*, Company "I," 13th Infantry.

CHARGE—"Violation of the 99th Article of War."

Specification—In this that he, Private *Jacob Kensey*, Company

"I," 13th Infantry, a prisoner and under charge of a sentinel (a member of the post guard) when ordered repeatedly by the sentinel, Private *Austin McKale*, Company "C," 13th Infantry, to go on with his work and stop his grumbling and threatening, did fail to do so; and when the sentinel attempted to compel him, he, prisoner *Jacob Kensey*, did take hold of, and attempt to take the musket, and did strike or otherwise abuse the person of the sentinel, Private *Austin McKale*, Company "C," 13th Infantry.

This at Camp Douglas, U. T., on or about the 10th day of September, 1870.

PLEA—"Not Guilty."

FINDING—Of the specification—"Guilty, except the words 'strike or otherwise.' "

Of the charge—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard for four months, and to forfeit to the United States the sum of twelve dollars of his monthly pay for the same period."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

7th. Private *Frederick Heckman*, Company "B," 13th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States twelve dollars of his monthly pay until the expiration of his sentence, and to be confined at hard labor under guard for one year at the post where his company may be serving."

The proceedings, findings, and sentence in this case are approved, but the sentence is modified to read three months instead of "one year;" and as mitigated will be duly executed.

8th. Private *Dennis Murray*, Company "I," 9th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States twelve dollars of his monthly pay until the expiration of his sentence, and to be confined at hard labor under guard for one year at the post where his company may be serving."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

9th. Private *Jacob Egloff*, Company "B," 13th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this, that Private *Jacob Egloff*, Company "B," 13th Infantry, did steal from a wagon containing Government clothing for the use of Company "B," 13th Infantry, en route, one or more pairs of shoes, the property of the United States. This at or near Mound Springs, W. T., on or about August 1st, 1870.

Specification 2—In this, that Private *Jacob Egloff*, Company "B," 13th Infantry, did induce Private *John Garvey*, Company "B," 13th Infantry, to sell for him one pair shoes, the property of the Government. This at or near Mound Springs, W. T., on or about August 1st, 1870.

PLEA—"Not Guilty."

FINDING—"Not Guilty,"

And the Court does therefore acquit him.

The proceedings, findings, and acquittal in this case are approved. Private *Egloff* will be restored to duty.

10th. Private *Richard Pattleton*, Company "K," 13th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this, that Private *Richard Pattleton*, Company "K," 13th Infantry, being a prisoner under charge of the guard at Fort Rawlins, U. T., did make his escape therefrom. This at Fort Rawlins, U. T., on or about September 21, 1870.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit ten dollars of his monthly pay for six months, and to be confined under guard for the same period."

The Court is thus lenient on account of the prisoner's good character and soldierly qualifications.

The proceedings, findings, and sentence in this case are approved, but, in consideration of the past good character of the prisoner, so much of the sentence as inflicts confinement is remitted. The remainder of the sentence will be duly executed.



11th. Private *Thomas Dolan*, Company "I," 9th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—" 'Guilty,' substituting for the words 'forty rounds of metallic ball cartridges of the money value of four cents each, a total of one dollar and sixty cents for the ball cartridges,' the words 'twenty rounds of metallic ball cartridges at four cents each.' "

Of the 2d charge—"Guilty."

SENTENCE—"To forfeit to the United States all pay and allowances which are now due, and twelve dollars of his monthly pay for two years, and to be confined at hard labor under guard for the same period at the post where his company may be stationed."

The proceedings, findings, and sentence in this case are approved, but in consideration of the voluntary surrender of the prisoner the sentence is modified to read six months instead of 'two years,' and as mitigated will be duly executed.

12th. Private *William Griffin*, Company "E," 13th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this that he, Private *William Griffin*, Company "E," 13th Infantry, after being refused it by his company commander, did write a check on *E. B. Zabriskie*, post trader at Camp Douglas, U. T., for the sum of five dollars, in favor of himself, and did forge the name of *Robert Nugent*, Captain 13th Infantry, his company commander thereto. This at Camp Douglas, U. T., on or about October 7th, 1870.

Specification 2—That he, Private *William Griffin*, Company "E," 13th Infantry, did pass a check for the amount of five dollars on *E. B. Zabriskie*, post trader at Camp Douglas, U. T., with the name of Captain *Robert Nugent*, 13th Infantry, his company commander, signed thereto, he knowing the same to be a forged check. This at Camp Douglas, U. T., on the 7th day of October, 1870.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit his monthly pay for one month, and to be confined under guard at hard labor for the same period."

"The Court is thus lenient, in consideration of the extenuating circumstances in the case and the previous good character of the prisoner."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

IV...Before a General Court Martial which convened at Fort D. A. Russell, W. T., pursuant to Paragraph 1, Special Orders No. 148, current series from these Headquarters, and of which Lieutenant Colonel *L. P. Bradley*, 9th Infantry, is President, and Captain *Thomas B. Burrows*, 9th Infantry, Judge Advocate, were arraigned and tried:—

1st. Private *Christopher Schläfer*, Company "A," 5th Cavalry.

CHARGE—"Violation of the 38th Article of War."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States two dollars and sixty cents of his monthly pay for one month."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

2d. Private *Stephen Dumphrey*, Company "A," 4th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States all pay and allowances for twelve months, and to be confined at hard labor in charge of the guard at the post where his company may be serving, for the same time."

In this case, the prisoner having pleaded guilty, the proceedings, findings, and sentence are approved.

An investigation made into the facts since his trial has resulted in the conclusion that the prisoner is not technically guilty of the offence to which he has ignorantly, so pleaded. It is believed that he was at no time legally a member of Company "A," 4th Infantry, because when he enlisted in that company he was then a

deserter from Company "F" of the same regiment; and it is thought to be certain that at the time he enlisted in the 9th Infantry, in February, 1870, he was legally free to do so, and is now a lawful member of that regiment, he having deserted from Company "A," 4th Infantry, in July, 1866, surrendered himself to the commanding officer of Company "F," 4th Infantry, in March, 1867, been restored to duty without trial by the Department Commander and, received an honorable discharge in 1870, after completing his term of service and making up the time lost by his unauthorized absence.

His desertion in May, 1866, has been therefore atoned for and forgiven. The only offense for which he has received no punishment is his re-enlistment in Company "A," 4th Infantry, while yet undischarged from the military service; and this, even if it be not barred by the statute of limitations, is certainly not described in the charges under which the prisoner has now been tried.

The sentence is remitted, and he will be restored to duty with the 9th Infantry.

V...The General Court Martial convened at Omaha Barracks, Neb., pursuant to Paragraph 2, Special Orders No. 164, current series from these Headquarters, and of which Major *Edwin F. Townsend*, 9th Infantry, is President, and 1st Lieutenant *William P. Clark*, Adjutant 2d Cavalry, Judge Advocate, is hereby dissolved.

VI...The General Court Martial convened at Fort Fetterman, W. T., pursuant to Paragraph 1, Special Orders No. 173, current series from these Headquarters, and of which Major *Alexander Chambers*, 4th Infantry, is President, and 2d Lieutenant *Rufus P. Brown*, 4th Infantry, Judge Advocate, is hereby dissolved.

VII...The General Court Martial convened at Camp Douglas, U. T., pursuant to Paragraph 2, Special Orders No. 152, current series from these Headquarters, and of which Colonel *P. R. De Trobriand*, 13th Infantry, is President, and 1st Lieutenant *William Auman*, 13th Infantry, Judge Advocate, is hereby dissolved.

BY COMMAND OF BRIGADIER GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*

THE [illegible] OF [illegible]

BY [illegible]

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HEADQUARTERS DEPARTMENT OF THE PLATTE,

*Omaha, Nebraska, November 16, 1870.*

GENERAL ORDERS, {  
No. 49. }

So much of Paragraph 2, General Orders No. 66, of 1869 from these Headquarters, as relates to the reservation of Fort McPherson, is amended to read as follows, and the same is hereby announced, viz:—

RESERVATION OF FORT MCPHERSON.

Commencing at a point one mile due south of the flag staff in the center of the parade ground: thence two (2) miles due east; thence due north to the north bank of the Platte River; thence westerly along said north bank to the meridian two miles west of the flag staff; thence south along said meridian until it strikes the parallel, one mile south of said flag staff; thence east along said parallel to the point of beginning. And in addition hereto, a strip of land extending one hundred feet on either side of a line drawn from the north end of the bridge over the Platte River, known as Burke's Bridge, to McPherson Station on the U. P. Railroad.

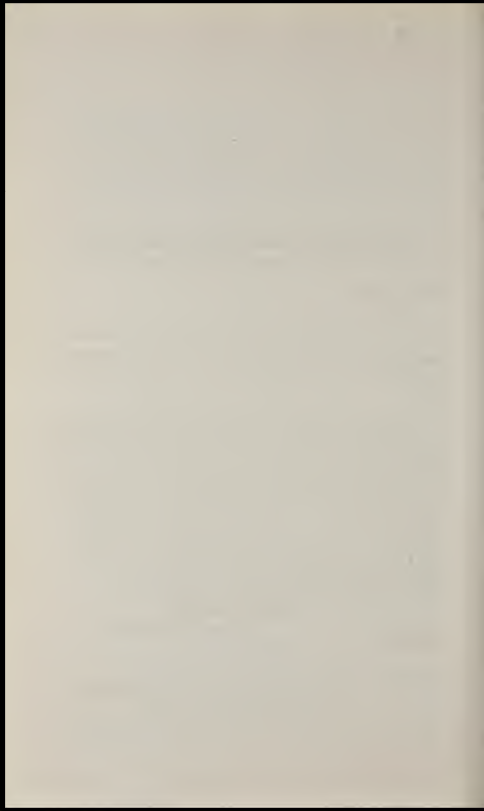
BY COMMAND OF BRIGADIER GENERAL AUGUR:

GEO. D. RUGGLES.

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*



HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha, Nebraska, November 28, 1870.*

GENERAL ORDERS, }  
No 50. }

I...Sidney Barracks, Neb., heretofore a sub-station of Fort Sedgwick, C. T., is hereby announced as an independent post.

II...The following circular from Headquarters Military Division of the Missouri, is published for the information of all concerned:—

“HEADQUARTERS MILITARY DIVISION OF THE MISSOURI,  
*Chicago, Ill., November 24, 1870.*

GENERAL:

You will please notify your command that the practice of soldiers on furlough applying to these Headquarters for transportation back to their posts must be discontinued, and that after the 1st of January next, such transportation will not be furnished, except in cases of the greatest urgency, where it is shown that it would have been impossible for the soldier to have prevented the necessity for such application. In some instances, soldiers have stated that their company Commander told them they could get their transportation back to their posts, and so the soldier made no provision for his return.

BY COMMAND OF GENERAL SHERMAN:

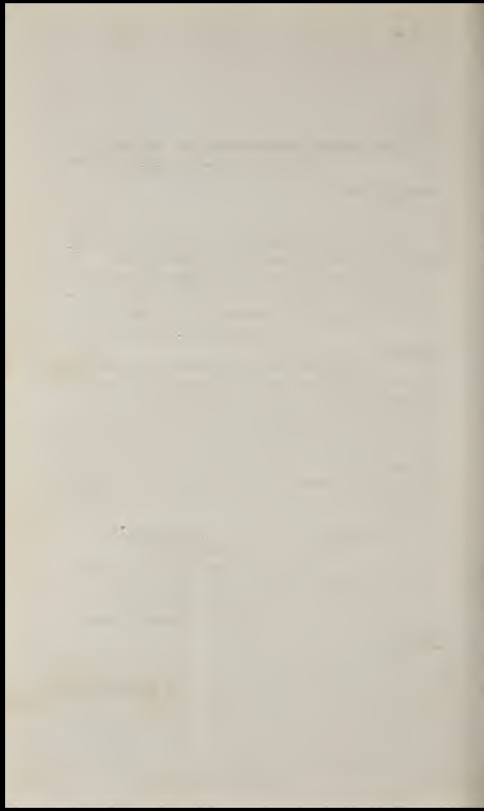
(Signed.) GEO. L. HARTSUFF,  
*Assistant Adjutant General.*”

BY COMMAND OF BRIGADIER GENERAL AUGUR:

GEO. D. RUGGLES,  
*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*







FORT SEDGWICK.

1. Private *Andrew F. Brann*, Company "M," 2d Cavalry.
- ✓ 2. Private *Patrick Phelan*, Company "I," 14th Infantry.
- ✓ 3. Private *John McWilliams*, Company "I," 14th Infantry. *Feb 6.*

FORT KEARNY.

- ✓ 1. Private *Mark Haller*, Company "E," 9th Infantry.
- ✓ 2. Private *John Brooks*, Company "E," 9th Infantry.

FORT D. A. RUSSELL.

- ✓ 1. Private *August Kohers*, Company "C," 14th Infantry.
- ✓ 2. Private *Charles P. Cavanagh*, Company "C," 14th Infantry. *Feb 6.*
- ✓ 3. Private *James Keeffe*, Company "C," 14th Infantry.
- ✓ 4. Private *James Waters*, Company "C," 14th Infantry.
- ✓ 5. Private *Michael Kenny*, Company "F," 9th Infantry.
- ✓ 6. Private *Joseph Hamilton*, Company "D," 5th Cavalry.
- ✓ 7. Private *Thomas W. Currier*, Company "E," 5th Cavalry.
- ✓ 8. Sergeant *Ezra S. Bullis*, Company "B," 5th Cavalry.
- ✓ 9. Corporal *James W. Howard*, Company "B," 5th Cavalry.
- ✓ 10. Private *John Gooley*, Company "I," 9th Infantry.

HEADQUARTERS DEPARTMENT OF THE PLATTE,  
*Omaha, Nebraska, November 29, 1870.*

GENERAL ORDERS, }  
No 51. }

I...Before a General Court Martial which convened at Fort Sedgwick, C. T., pursuant to Paragraph 3, Special Orders No. 178, current series from these Headquarters, and of which Captain *Gilbert S. Carpenter*, 14th Infantry, is President, and 2d. Lieutenant *William W. McCammon*, 14th Infantry, Judge Advocate, were arraigned and tried:—

1st. Private *Andrew F. Brann*, Company "M," 2d Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this that he, Private *Andrew F. Brann*, Company "M," 2d Cavalry, did grossly insult and abuse Private *Henry Ralph*, of "M," Company, 2d Cavalry, while said *Ralph* was on dr'

as sentinel at the company picket line. All this at Potter Station, U. P. R. R., on or about the 2d day of August, 1870.

Specification 2—In this that he, the said *Andrew F. Brann*, of "M," Company, 2d Cavalry, did go to his tent, take and load his carbine and attempt to shoot Private *Henry Ralph* who was at the time a sentinel on post. All this at Potter Station, U. P. R. R., on or about the 2d day of August, 1870.

CHARGE 2—"Drunkenness."

PLEA—To the 1st specification 1st charge—"Guilty."

To the 2d specification 1st charge—"Not Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—Of the 1st specification 1st charge—"Guilty."

Of the 2d specification 1st charge—" 'Guilty' except the word 'attempt,' substituting therefor the word 'threaten.' "

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Guilty."

Of the 2d charge—"Guilty."

SENTENCE—"To forfeit to the United States ten dollars per month of his monthly pay for the period of six months, and to be confined at hard labor under charge of the guard for the same period."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

2d. Private *Patrick Phelan*, Company "I," 14th Infantry.

CHARGE 1—"Disobedience of orders."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this that he, Private *Patrick Phelan*, Company "I," 14th Infantry, being on duty as post baker at Fort Sedgwick, C. T., did sell to a citizen named *J. C. Campbell* twelve rations of bread, and did receive therefor the sum of one dollar, and did afterwards represent to 1st Lieutenant *S. McConihe*, 14th Infantry, Post Treasurer, that he had sold to this citizen only ten rations and that he had received from him the sum of fifty cents. All this at Fort Sedgwick, C. T., on the 8th and 9th days of October, 1870.

Specification 2—In this that he, Private *Patrick Phelan*, Com-

pany "I," 14th Infantry, being on duty as post baker at Fort Sedgwick, C. T., did neglect his duties in the bake house by allowing the sponge to rise and afterwards fall, thereby causing a whole batch of bread consisting of one hundred and ninety-four rations to become heavy and unfit for issue. All this at Fort Sedgwick, C. T., on or about October 9th and 10th, 1870.

PLEA—To the specification 1st charge—" 'Guilty' except the words 'and having been ordered by 1st Lieutenant S. McConihe, 14th Infantry, Post Treasurer, not to sell bread from the bake-house under any circumstances'; and to the excepted words—'Not Guilty.' "

To the 1st charge—"Not Guilty."

To the 1st specification 2d charge—" 'Guilty' except the words 'and did afterwards represent to 1st Lieutenant S. McConihe, 14th Infantry, Post Treasurer, that he had sold to this citizen only ten rations, and that he had received from him the sum of fifty cents;' and to the excepted words—'Not Guilty.' "

To the 2d specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the 1st specification 2d charge—" 'Guilty' except the words 'and that he had received from him the sum of fifty cents;' and of the excepted words—'Not Guilty.' "

Of the 2d specification 2d charge—"Guilty."

Of the 2d charge—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard for the period of thirty days; and to forfeit to the United States ten dollars of his monthly pay for one month."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

3d. Private *John McWilliams*, Company "I," 14th Infantry.

CHARGE—"Mutiny."

Specification 1—In this that he, Private *John McWilliams*, Company "I," 14th Infantry, did openly resist the authority of his commanding officer, to wit, 2d Lieutenant *James A. Buchanan*, 14th

Infantry, by seizing a deadly weapon, to wit, a Spencer carbine, and by pointing the same at the breast of the said Lieutenant *James A. Buchanan*, and by saying "I am going to die right here but I intend to kill a man first, and that is you;" or words to that effect. All this at Somerset, Pulaski County, Ky., on or about February 16th, 1870.

Specification 2—In this that he, Private *John McWilliams*, Company "I," 14th Infantry, having drawn and pointed a deadly weapon at the breast of his commanding officer, to wit, 2d Lieutenant *James A. Buchanan*, 14th Infantry, and having been asked by the said Lieutenant *Buchanan* if he, the said *McWilliams* was not aware that his conduct was open mutiny, did reply "yes I do," or words to that effect. All this at or near Somerset, Pulaski County, Ky., on or about February 16th, 1870.

Specification 3—In this that he, Private *John McWilliams*, Company "I," 14th Infantry, did discharge at his commanding officer, to wit, 2d Lieutenant *James A. Buchanan*, 14th Infantry, a loaded Spencer carbine, intending thereby to cause the death of the said 2d Lieutenant *James A. Buchanan*. All this at Somerset, Pulaski County, Ky., on or about the 16th day of February, 1870.

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To be dishonorably discharged the military service of the United States; and to be confined in such penitentiary as the Commanding General may direct, for the period of four years."

The Court is thus lenient in consideration of the serious character of the wounds received by the prisoner."

The proceedings, findings, and sentence in this case are approved, but in view of the prisoner's disabled condition the term of imprisonment is limited to two years. As modified the sentence will be duly executed. The penitentiary at Fort Madison, Iowa, is designated as the place of confinement, to which place the prisoner will be conducted under suitable guard and turned over to the warden of the penitentiary with a copy of this order.

II...Before a General Court Martial which convened at Fort Kearny, Neb., pursuant to Paragraph 4, Special Orders No. 195, current series from these Headquarters, and of which Captain *Edwin Pollock*, 9th Infantry, is President, and Captain *Campbell D. Emory*,

9th Infantry, Judge Advocate, were arraigned and tried:—

1st Private *Mark Haller*, Company "E," 9th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this that he, Private *Mark Haller*, Company "E," 9th Infantry, having received orders from Sergeant *James D. Bolger*, Company "E," 9th Infantry, he being in the execution of his duty as Police Sergeant of the post, to hitch up his team and go for a load of hay, did not obey said order, and when he was asked about two hours afterwards by the said Sergeant *Bolger*, why he had not gone after the hay as ordered, replied "it is none of your d——d business, I am not going." All this at Fort Kearny, Neb., on or about the 6th day of September, 1870.

Specification 2—In this that he, Private *Mark Haller*, Company "E," 9th Infantry, did resist, and draw a knife on Sergeant *James D. Bolger*, he, the said Sergeant *Bolger*, being at the time in the execution of his duty endeavoring to take him to the guard house. This at Fort Kearny, Neb., on or about the 6th day of September, 1870.

Specification 3—In this that he, Private *Mark Haller*, Company "E," 9th Infantry, on being ordered by Sergeant *James D. Bolger*, Company "E," 9th Infantry, he being in the execution of his duty, to accompany him to the guard house, replied "I'll be G——d——d if I go with you to the guard house, you G——d——d son of a b——h," at the same time advancing upon the Sergeant with an open knife in his hand and saying "come on you d——d sueker and take me if you are a man." All this at Fort Kearny, Neb., on or about the 6th day of September, 1870.

PLEA—"Not Guilty."

FINDING—Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty, excepting so much of it as alleges that the prisoner drew a knife on Sergeant *Bolger*."

Of the 3d specification—"Guilty."

Of the charge—"Guilty."

SENTENCE—"To be confined at hard labor in charge of the guard at the post where his company may be stationed, for three months and to forfeit ten dollars per month of his pay for the same period."

The proceedings, findings, and sentence in this case are approved

and confirmed, and the sentence will be duly executed.

2d. Private *John Brooks*, Company "E," 9th Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this that he, Private *John Brooks*, Company "E," 9th Infantry, did become so much under the influence of intoxicating liquor as to be unable to perform the duties of a soldier.

This at or near Fort Kearny, Neb., on or about the 15th day of September, 1870.

Specification 2—In this that he, Private *John Brooks*, Company "E," 9th Infantry, when placed in confinement by order of his commanding officer, 1st Lieutenant *William Stephenson*, U. S. Army, did create a disturbance in the garrison at Fort Kearny, Neb., by shouting loudly and violently hammering and breaking down the partitions and doors of the cells in the guard house. This at Fort Kearny, Neb., on September 15th, 1870.

Specification 3—In this that he, Private *John Brooks*, Company "E," 9th Infantry, did willfully and maliciously injure the guard house at Fort Kearny, Neb., the property of the United States, to the amount of ten dollars or thereabouts, by breaking to pieces two cells therein.

All this at Fort Kearny, Neb., on or about the 15th day of September, 1870.

PLEA—"Not Guilty."

FINDING—Of the specification 1st charge—"Guilty," excepting the words 'and proceed to Kearny City, Neb., and remain there until about six o'clock P. M., on the 15th of September, 1870'"

Of the 1st charge—"Guilty."

Of the 1st specification 2d charge—"Not Guilty."

Of the 2d specification 2d charge—"Guilty."

Of the 3d specification 2d charge—"Guilty," except the words 'by breaking to pieces two cells therein,' substituting therefor the words 'by assisting to break to pieces two cells therein;' and omitting the words 'to the amount of ten dollars or thereabouts.'"

Of the 2d charge—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard at the post where his company may be serving, for the period of one month, and to forfeit ten dollars of his pay for the same period."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

III...Before a General Court Martial which convened at Fort D. A. Russell, W. T., pursuant to Paragraph 1, Special Orders No. 148, current series from these Headquarters, and of which Lieutenant Colonel *Luther P. Bradley*, 9th Infantry, is President, and Captain *Thomas B. Burrowes*, 9th Infantry, Judge Advocate, were arraigned and tried:—

1st. Private *August Kohrs*, Company "C," 14th Infantry.

CHARGE—"Desertion."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard at the post where his company may be serving, for the period of six months, and at the expiration of that time to be dishonorably discharged the service of the United States."

The proceedings, findings, and sentence in this case, are approved and confirmed, and the sentence will be duly executed.

2d. Private *Charles P. Cavanagh*, Company "C," 14th Infantry.

CHARGE—"Violation of the 46th Article of War."

PLEA—"Not Guilty."

FINDING—"Not Guilty." And the Court does therefore acquit him.

The proceedings, findings, and acquittal in this case are approved, Private *Cavanagh* will be restored to duty.

3d. Private *James Keefe*, Company "C," 14th Infantry.

CHARGE—"Violation of the 46th Article of War."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States ten dollars of his monthly pay per month for three months."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

4th. Private *James Waters*, Company "C," 14th Infantry.

CHARGE—"Violation of the 45th Article of War."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor in charge of the guard where his company may be serving, for a period of three months."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

5th. Private *Michael Kenny*, Company "F," 9th Infantry.

CHARGE 1—"Theft, to the prejudice of good order and military discipline."

Specification 1—In this that he, Private *Michael Kenny*, Company "F," 9th Infantry, did feloniously abstract from the pocket of Private *Henry Miller*, Company "F," 9th Infantry, the sum of six dollars and seventy-five cents; and when accused by 1st Sergeant *Thomas Griffin*, Company "F," 9th Infantry, did acknowledge said theft, and did pay to 1st Sergeant *Thomas Griffin*, Company "F," 9th Infantry, the above amount. This at Sidney Barracks, Neb., on or about the 18th or 19th day of August, 1870.

Specification 2—In this that he, Private *Michael Kenny*, Company "F," 9th Infantry, did feloniously enter the cars of the U. P. R. R., on or about the 26th day of September, 1870, and did steal therefrom the following articles, viz:—one set of diamonds, valued at two thousand dollars; one pair of bracelets, valued at one hundred and fifty dollars; one set of cameo, valued at seventy-five dollars; two coats; one vest; and gold coin to the amount of sixty dollars; and did take the same to his company quarters, and conceal the same in his box; and when questioned by 2d Lieutenant *C. M. Rockefeller*, 9th Infantry, did acknowledge and produce the above articles. This at Sidney Barracks, Neb., on or about the 26th day of September, 1870.

CHARGE 2—"Absence without leave."

PLEA—To the 1st specification 1st charge—"Not Guilty."

To the 2d specification 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification 2d charge—"Guilty."

To the 2d charge—"Guilty."

FINDING—"Guilty."

SENTENCE—"To be dishonorably discharged the military service



of the United States, and be confined in such penitentiary as the Department Commander may direct for a period of five years."

The proceedings, findings, and sentence in this case are approved, but the term of imprisonment is reduced to eighteen months. The penitentiary at Fort Madison, Iowa, is designated as the place of confinement for the prisoner, to which place he will be conducted under suitable guard and turned over to the warden of the penitentiary with a copy of this order.

6th. Private *Joseph Hamilton*, Company "D," 5th Cavalry.

CHARGE 1—"Disorderly conduct in quarters, in violation of the 54th Article of War."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

SPECIFICATION—In this that he, Private *Joseph Hamilton*, Company "D," 5th Cavalry, did willfully and maliciously, without cause or provocation, stab one *Charles Bloss*, a private of Company "D," 5th Cavalry, in the left arm with a pocket knife or some other sharp instrument, thereby causing him (Private *Bloss*) considerable bodily injury. All this in the quarters of Company "D," 5th Cavalry, on or about the 12th day of October, 1870, at Fort D. A. Russell, W. T.

PLEA—To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Guilty," but attach no criminality thereto.

Of the 2d charge—"Not Guilty."

SENTENCE—"To forfeit to the United States five dollars of his monthly pay for one month."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

7th. Private *Thomas W. Currier*, Company "E," 5th Cavalry.

CHARGE—"Burglary, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To be dishonorably discharged the service of the United States, and to be confined at hard labor in such penitentiary as the proper authority may direct, for a period of two years."

The proceedings, findings, and sentence in this case, are approved, but the sentence is modified to read one year instead of 'two years;' and as mitigated will be duly executed. The penitentiary at Fort Madison, Iowa, is designated as the place of confinement, to which place the prisoner will be conducted under suitable guard. A copy of this order will be turned over to the warden of the penitentiary with the prisoner.

8th. Sergeant *Ezra S. Bullis*, Company "B," 5th Cavalry.

CHARGE 1—"Disobedience of orders."

CHARGE 2—"Violation of the 99th Article of War."

Specification 1—In this, that Sergeant *Ezra S. Bullis*, Company "B," 5th Cavalry, did become so much under the influence of intoxicating liquors as to be unfit to perform the duties of a soldier.

This at Cheyenne City, W. T., on the 24th day of October, 1870.

Specification 2—In this, that Sergeant *Ezra S. Bullis*, Company "B," 5th Cavalry, did enter, or engage in, a drunken brawl with a citizen or citizens of Cheyenne City, W. T., on the 24th day of October, 1870.

Specification 3—In this, that Sergeant *Ezra S. Bullis*, Company "B," 5th Cavalry, did run his horse (the property of the United States) in a shameful and unsoldierly manner through the streets of Cheyenne City, W. T., on the 24th day of October, 1870.

PLEA—"Not Guilty."

FINDING—"Not Guilty."

And the Court does therefore acquit him.

The proceedings, findings, and acquittal in this case are approved. Sergeant *Bullis* will be restored to duty.

9th. Corporal *James W. Howard*, Company "B," 5th Cavalry.

CHARGE 1—"Disobedience of orders."

CHARGE 2—"Violation of the 99th Article of War."

Specification 1—In this that he, Corporal *James W. Howard*, Company "B," 5th Cavalry, did become so much under the influence of intoxicating liquor as to be unfit to perform the duties of a soldier. This at Cheyenne City, W. T., on the 24th day of October, 1870.

Specification 2—In this that he, Corporal *James W. Howard*, Company "B," 5th Cavalry, did enter, or engage in a drunken brawl with a citizen or citizens of Cheyenne City, W. T., in the city of Cheyenne, W. T., on the 24th day of October, 1870.

Specification 3—In this that he, Corporal *James W. Howard*, Company "B," 5th Cavalry, did run his horse (the property of the United States) in a shameful and unsoldierlike manner through the streets of Cheyenne City, W. T., and between Cheyenne City and Fort D. A. Russell, W. T., on the 24th day of October, 1870.

PLEA—"Not Guilty."

FINDING—Of the specification 1st charge—"Not Guilty."

Of the 1st charge—"Not Guilty."

Of the 1st specification 2d charge—"Not Guilty."

Of the 2d specification 2d charge—" 'Guilty' except the word 'drunken.' "

Of the 3d specification 2d charge—" 'Guilty' except the words 'shameful and unsoldierlike.' "

Of the 2d charge—"Guilty."

SENTENCE—"To forfeit to the United States ten dollars of his monthly pay for one month."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

10th. Private *John Gooley*, Company "I," 9th Infantry.

CHARGE 1—"Desertion."

Specification 1—In this that Private *John Gooley*, Company "I," 9th Infantry, (formerly Company "D," 27th Infantry) a duly enlisted soldier in the United States' military service, did desert the same on or about the 21st of September, 1867, at Fort C. F. Smith, M. T., and did remain absent until apprehended on the 23d September, 1867.

Specification 2—In this that Private *John Gooley*, Company "I," 9th Infantry, (formerly Company "D," 27th Infantry) a duly enlisted soldier in the military service of the United States, did desert the same on or about the 15th of October, 1867, at Fort C. F. Smith, M. T., and did remain absent until apprehended on or about the 5th of January, 1868, at Cheyenne, W. T.

Specification 3—In this that Private *John Gooley*, Company "I," 9th Infantry, (formerly Company "D," 27th Infantry) a duly enlist-

ed soldier in the United States' military service, did desert the same on or about the 26th of August, 1838, at Horse Creek, W. T., and did remain absent until he surrendered himself on or about the 18th of October, 1870, at Fort Sanders, W. T.

Specification 4—In this that *John Gooley*, Private of Company "I," 9th Infantry, (formerly Company "D," 27th Infantry) a duly enlisted soldier in the United States' military service, did without a regular discharge from the company in which he last served, and in violation of the 22d Article of War, enlist himself in Company "B," 5th Cavalry, under the name of *George Hardie*. This at Fort D. A. Russell, W. T., on or about the 13th of September, 1870.

Specification 5—In this that Private *John Gooley*, Company "I," 9th Infantry, a duly enlisted soldier in the United States' military service, did, without a regular discharge from the company in which he last served, and in violation of the 22d Article of War, enlist himself in Company "I," 4th Infantry. This at Fort Sanders, W. T., on or about the 8th day of October, 1870.

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

PLEA—To the 1st specification 1st charge—"Guilty."

To the 2d specification 1st charge—"Guilty."

To the 3d specification 1st charge—"Guilty."

To the 4th specification 1st charge—"Guilty."

To the 5th specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—Of the 1st specification 1st charge—"Guilty."

Of the 2d specification 1st charge—"Guilty."

Of the 3d specification 1st charge—"Guilty."

Of the 4th specification 1st charge—"Guilty."

Of the 5th specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

SENTENCE—"To be dishonorably discharged the service of the United States, to be indelibly marked with the letter "D," on his left hip, to have his head shaved; and be bugled out of the garrison."

In this case the desertions alleged against the prisoner under the first and second specifications, are barred by the 88th Article of War, and should not have been introduced into the pleadings. The proceedings, findings, and sentence are approved; although the sentence is regarded as inadequate to the punishment of the prisoner's aggravated guilt.

IV...The General Court Martial convened at Fort Sedgwick, C. T., pursuant to Paragraph 3, Special Orders No. 178, current series from these Headquarters, and of which Captain *Gilbert S. Carpenter*, 14th Infantry, is President, and 2d Lieutenant *William W. McCammon*, 14th Infantry, Judge Advocate, is hereby dissolved.

V...The General Court Martial convened at Fort Kearny, Neb., pursuant to Paragraph 4, Special Orders No. 195, current series from these Headquarters, and of which Captain *Edwin Pollock*, 9th Infantry, is President, and Captain *Campbell D. Emory*, 9th Infantry, Judge Advocate, is hereby dissolved.

BY COMMAND OF BRIGADIER GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL

*Aide-de-Camp.*



## G. C. M.

### FORT RAWLINS.

1. Corporal *John B. Slaughter*, Company "K," 13th Infantry.
2. Sergeant *George B. Wait*, Company "K," 13th Infantry.
3. Private *Nicholas Decken*, Company "B," 13th Infantry.
4. Private *Henry Menke*, Company "K," 13th Infantry.
5. Private *Christian House*, Company "K," 13th Infantry.
6. First Sergeant *D. McManis*, Company "K," 13th Infantry.

### FORT D. A. RUSSELL.

1. Sergeant *Louis Fritz*, Company "B," 5th Cavalry.
2. Private *George H. Wells*, Company "I," 9th Infantry.
3. Private *William H. Ragsdale*, Company "H," 14th Infantry.

### OMAHA BARRACKS.

1. Corporal *James Rousey*, Company "F," 14th Infantry.
2. Private *William Lally*, Company "G," 14th Infantry.
3. Private *Orr B. Stratton*, Company "M," 2d Cavalry.
4. Private *Dwight Roche*, Company "F," 14th Infantry.
5. Private *George T. Swift*, Company "M," 2d Cavalry.
6. Private *Michael Carroll*, Company "M," 2d Cavalry.

## HEADQUARTERS DEPARTMENT OF THE PLATTE,

*Omaha, Nebraska, December 17, 1870.*

GENERAL ORDERS, }  
No 53. }

I...Before a General Court Martial which convened at Fort Rawlins, F. T., pursuant to Paragraph 5, Special Orders No 202, current series from these Headquarters, and of which Lieutenant Colonel *Henry A. Morriss*, 13th Infantry, is President, and Captain *Alfred L. Hough*, 13th Infantry, Judge Advocate, were arraigned and tried —

1st. Corporal *John B. Slaughter*, Company "K," 13th Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this that he, Corporal *John B. Slaughter*, Company "K," 13th Infantry, did take his musket out of camp without authority. This at Fort Rawlins, U. T., on or about the 22d September, 1870.

PLEA—To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To be reduced to the ranks as a private soldier, and to forfeit to the United States ten dollars of his monthly pay for two months."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

2d. Sergeant *George B. Wait*, Company "K," 13th Infantry.

CHARGE 1—"Absence without leave "

CHARGE 2—"Drunkenness, to the prejudice of good order and military discipline."

CHARGE 3—"Violation of the 42d Article of War."

PLEA—To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—" 'Guilty, except the words 'when he returned still under the influence of liquor.' "

To the 2d charge—"Guilty."

To the specification 3d charge—"Guilty."

To the 3d charge—"Guilty."

FINDING —Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—" 'Guilty,' except the words 'when he returned still under the influence of liquor.' "

Of the 2d charge—"Guilty."

Of the specification 3d charge—"Guilty."

Of the 3d charge—"Guilty."

SENTENCE—"To be reduced to the ranks as a private soldier, and to forfeit to the United States ten dollars of his monthly pay for two months "

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

3d. Private *Nicholas Deeken*, Company "B," 13th Infantry.

CHARGE—"Desertion, in violation of the 20th Article of War."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit all pay due at this date, and to be confined



in the guard house for the period of thirty days.

"The Court is thus lenient for the reason that the man has already suffered a long imprisonment, and because the Court places entire confidence in his statement."

The proceedings, findings, and sentence in this case are approved. If the prisoner's story is worthy of confidence—and the Court endorse it—he has been guilty, not of desertion, which implies an intention not to return, but of absence without leave; and that involuntary. As he pleads guilty to the charge, the sentence may legally be confirmed; but in view of his long confinement, his voluntary surrender, and the accidental nature of his offense, the sentence is mitigated to forfeiture of three month's pay. Private *Decken* will be released from confinement.

4th. Private *Henry Menke*, Company "K," 13th Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this that he, Private *Henry Menke*, Company "K," 13th Infantry, having undertaken to hire for the purposes of a hall to be given by certain members of the garrison of Fort Rawlins, a certain hall in the town of Provo, owned by one *Miller*, and having been informed by one *Duffee*, agent of said *Miller*, that *Miller* refused to let his hall at the price offered by said *Menke*, to wit—fifteen dollars, but would agree to let it only for two hundred dollars for four nights; did nevertheless willfully and falsely report that said *Miller* had agreed to accept the said fifteen dollars for the use of his hall for one night; thereby creating dissatisfaction among the men of said garrison, and encouraging them to violence and riot. This at Fort Rawlins, U. T., on the 22d of September, 1870.

Specification 2—In this that he, Private *Henry Menke*, Company "K," 13th Infantry, did participate in an assault made by a party of riotous soldiers from Fort Rawlins, upon the body of Alderman *Miller* of Provo, U. T., and did aid in taking said *Miller* prisoner without lawful authority, and conveying him against his will from his dwelling house to the Bachman House, and there unlawfully detaining him. This at Provo, U. T., on the 22d of September, 1870.

PLEA—To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the 1st specification 2d charge—"Not Guilty."

To the 2d specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the 1st specification 2d charge—"Not Guilty."

Of the 2d specification 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

SENTENCE—"To forfeit to the United States ten dollars of his monthly pay per month for three months."

The proceedings, findings, and sentence in this case are approved, although the offense committed and acknowledged by the prisoner would, in view of the circumstances publicly known to have been connected with it at the time, have justified a sentence much more severe. Private *Monke* will be released from confinement.

5th. Private *Christian Hause*, Company "K," 13th Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this that he, Private *Christian Hause*, Company "K," 13th Infantry, did willfully and falsely state to the men of the garrison at Fort Rawlins, U. T., that Sergeant *George B. Wait*, 13th Infantry, had been maltreated and cut to pieces by the Mormon citizens of Provo: this for the wicked and dangerous purpose of exciting the garrison to acts of violence and retaliation upon said citizens, and well knowing the statement to be a falsehood.

This at Camp Rawlins, U. T., on or about the evening of September 22d, 1870.

Specification 2—In this that he, Private *Christian Hause*, Company "K," 13th Infantry, when a dangerous riot was taking place in the town of Provo, U. T., among men of the garrison of Fort Rawlins, and the groundless rumor was again circulated among the said rioters that Sergeant *Wait* of Company "K," 13th Infantry, had been abused, beaten, and wounded by Mormon citizens of Provo, did not attempt to deny the truth of said rumor, although he well knew its entire falsity, and that it had been originated by himself; but repeated it to the said rioters; thereby maliciously designing to

stimulate the said rioters to further acts of lawless violence. This at Provo, U. T., on or about the night of September 22d, 1870.

Specification 3—In this that he, Private *Christian Hause*, Company "K," 13th Infantry, with the further purpose of exciting certain riotous soldiers from Fort Rawlins, U. T., to violence against the citizens of the town of Provo, U. T., did falsely assert to the said rioters at the Bachman House, that he had been struck by some persons unknown, in the street, and seriously injured; and that he had in consequence fired four times at his assailant. This at Provo, U. T., on or about September 22, 1870.

Specification 4—In this that he, Private *Christian Hause*, Company "K," 13th Infantry, did participate in an assault made by a party of riotous soldiers from Fort Rawlins, on the body of Alderman *Miller* of Provo, U. T., and did aid in taking said *Miller* prisoner without lawful authority, and carrying him against his will, from his dwelling house to the Bachman House, and there unlawfully detaining him.

This at Provo, U. T., September 22, 1870.

PLEA—To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the 1st specification 2d charge—"Not Guilty."

To the 2d specification 2d charge—"Not Guilty."

To the 3d specification 2d charge—"Not Guilty."

To the 4th specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the 1st specification 2d charge—"Not Guilty."

Of the 2d specification 2d charge—"Not Guilty."

Of the 3d specification 2d charge—"Guilty," with the exception of the words 'with the further purpose of exciting certain riotous soldiers from Fort Rawlins, U. T., to violence against the citizens of the town of Provo, U. T.;" the further words 'falsely;' 'to the said rioters;' 'and four times;' and of the excepted words—"Not Guilty."

Of the 4th specification 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

SENTENCE—"To forfeit to the United States ten dollars of his

monthly pay per month for three months."

The proceedings, findings, and sentence in this case are approved, although the circumstances publicly known to have been connected with the offense to which the prisoner pleads guilty would have justified a sentence much more severe. Private *Hanse* will be released from confinement.

6th First Sergeant *D. McManis*, Company "K," 13th Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Drunkenness, to the prejudice of good order and military discipline."

CHARGE 3—"Assault and battery, to the prejudice of good order and military discipline."

CHARGE 4—"Riotous and outrageous conduct, to the prejudice of good order and military discipline."

CHARGE 5—"Violation of the 54th Article of War."

PLEA—To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

To the specification 3d charge—"Not Guilty."

To the 3d charge—"Not Guilty."

To the specification 4th charge—"Not Guilty."

To the 4th charge—"Not Guilty."

To the specification 5th charge—"Not Guilty."

To the 5th charge—"Not Guilty."

FINDING—Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—" 'Guilty,' except the words, 'as to be guilty of great excesses and disorders in the town of Provo, W. T.,' and of the excepted words 'Not Guilty.' "

Of the 2d charge—"Guilty."

Of the specification 3d charge—"Not Guilty."

Of the 3d charge—"Not Guilty."

Of the specification 4th charge—" 'Guilty,' except the words 'powder-horn and pistol,' 'and their dwelling houses and other property,' 'taking command of said party when designated by its members to do so:

posting, or causing to be posted, sentinels about said town without authority,\* 'permitting the soldiers temporarily acknowledging his authority, to beat on the head with bayonets, and otherwise seriously ill-treat and abuse one *Thomas Fuller*, citizen; directing and encouraging attacks upon the dwelling houses of *McDonald Shertz*, and others, citizens of Provo, whereby, they suffered great damages 'in general,' 'and to the great injury of persons and property, and;' and of the excepted words—"Not Guilty."

Of the 4th charge—"Guilty."

Of the specification 5th charge—"Not Guilty."

Of the 5th charge—"Not Guilty."

SENTENCE—"To be reduced to the ranks as a private soldier; to forfeit to the United States ten dollars of his monthly pay per month for six months; and to be confined at hard labor for the same period."

The sentence in this, as well as in the cases of Privates *Monke* and *Hause*, 13th Infantry, tried by the same court, is greatly inadequate to the punishment of the offenses believed to have been committed by the prisoners. Each of these three pleaded guilty to a charge which would have justified any degree of severity in the sentence which did not approach actual cruelty; and proven, as they all were, to have been participants, to a greater or less degree, in a scene of disorder in the town of Provo on the 22d of September last, the Court might well have inflicted a punishment much more retributive in its nature.

The testimony of the witnesses however, through gradual failure of memory, aided perhaps by a disinclination to exact the utmost measure of atonement from the prisoners, is much less positive and convincing in its character than the preliminary evidence given before a civil magistrate, on which the charges against the several prisoners were based. This fact and the loss of by far the most important witness in the case, who was expected to prove the charges, may be held to warrant the lenient findings of the Court.

The refusal of the Court to suspend proceedings until the presence of the witness *Cunningham* could be procured, or the impossibility of doing so definitely ascertained, is however, not approved without hesitation.

In view of the separation to remote distances of the members of the Court, and the difficulties attendant on their re-assembling, the proceedings, findings, and sentence are approved and confirmed, and the sentence will be duly executed.

II...Before a General Court Martial which convened at Fort D. A. Russell, W. T., pursuant to Paragraph 1, Special Orders No. 148, current series from these Headquarters, and of which Captain *J. W. Mason*, 5th Cavalry, is President, and Captain *Thomas B. Burrowes*, 9th Infantry, Judge Advocate, were arraigned and tried:—

1st. Sergeant *Louis Fritz*, Company "B," 5th Cavalry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

PLEA—To the specification 1st charge—"Guilty;"

To the 1st charge—"Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—" 'Guilty,' except the words 'steal or otherwise unlawfully take from the store of a citizen of Cheyenne, W. T.'

Of the 2d charge—"Guilty."

SENTENCE—To be reduced to the rank of private; to be dishonorably discharged the service of the United States; to forfeit to the United States all pay and allowances due or to become due; and be confined in such penitentiary as the Commanding Officer of the Department may direct for a period of one year."

The proceedings, findings, and sentence in this case, are approved, but the imprisonment is mitigated to confinement for nine months under charge of the guard at the post where the prisoner's company may be serving. The dishonorable discharge will be given at the expiration of the term of imprisonment.

2d. Private *George H. Wells*, Company "I," 9th Infantry.

CHARGE 1—"Theft, to the prejudice of good order and military discipline."

CHARGE 2—"Absence without leave."

PLEA—To the specification 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification 2d charge—"Guilty."

To the 2d charge—"Guilty."

FINDING—Of the specification 1st charge—" 'Guilty,' except the word 'steal' and substituting therefor the words 'assist in stealing.' "

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Guilty."

Of the 2d charge—"Guilty."

SENTENCE—"To be dishonorably discharged the service of the United States; to forfeit to the United States all pay and allowances due or to become due; and be confined in such penitentiary as the Commanding Officer of the Department may direct for a period of one year."

The proceedings, findings, and sentence in this case are approved, but the imprisonment is mitigated to confinement for six months at the post where the prisoner's company may be serving. As modified, the sentence will be duly executed. The dishonorable discharge will be given at the expiration of the term of confinement.

3d. Private *William H. Ragsdale*, Company "H," 14th Infantry.

CHARGE—"Desertion."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To be dishonorably discharged the service of the United States; to forfeit to the United States all pay and allowances due or to become due; to be confined at hard labor under charge of the guard at Fort D. A. Russell, W. T., for six months; at the expiration of that time to have his head shaved and be bugled out of the garrison.

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

III...Before a General Court Martial which convened at Omaha Barracks, Neb., pursuant to Paragraph 1, Special Orders No. 218, current series from these Headquarters, and of which Lieutenant Colonel *Albert G. Brackett*, 2d Cavalry, was President, and Captain *Campbell D. Emory*, 9th Infantry, Judge Advocate, were arraigned and tried:—

1st. Corporal *James Rousey*, Company "F," 14th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this that Corporal *James Rousey*, of Company "F," 14th Infantry, did strike Chief Musician *Louis Bracht*, 2d Cavalry, in the face with his fist, and did otherwise abuse said *Bracht*, without any cause.

This at or near Omaha Barracks, Neb., on or about November 12th, 1870.

PLEA—"Not Guilty."

FINDING—Of the specification—" 'Guilty,' excepting the words 'in the face,' substituting therefore the words 'on the side of the head.' "

Of the charge—"Guilty."

SENTENCE—"To be reduced to the ranks as a private soldier, and to forfeit to the United States fifteen dollars of his pay for one month."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed at the post where the prisoner's company may be serving.

2d. Private *William Lally*, Company "G," 14th Infantry.

CHARGE—"Violation of the 45th Article of War."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined under charge of the guard for thirty days, and to carry a knapsack filled with thirty pounds of sand, under charge of a sentinel at the guard-house, between the hours of reveille and retreat, excepting one-half hour for each meal, for the same period, Sundays excepted."

The proceedings, findings, and sentence in this case are approved. In view of the testimony given by the officer of the day and the sergeant of the guard, and of the confinement the prisoner has already undergone, the punishment of the knapsack is remitted; the remainder of the sentence will be duly executed.

3d. Private *Orr B. Stratton*, Company "M," 2d Cavalry.

CHARGE 1—"Absence without leave "

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this that he, Private *Orr B. Stratton*, Company "M," 2d Cavalry, did steal one great coat, the property of Private



*Roderick Garrity*, Unassigned Recruit, 2d Cavalry, on or about the 11th day of November, 1870. All this at or near Omaha Barracks, Neb., on or about the date above specified.

PLEA—To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit all pay and allowances that are or may become due him, and to be drummed out of the service—he having a large placard marked 'thief' placed upon his back while being drummed out."

The proceedings, findings, and sentence in this case are confirmed. There is much in this case which makes it doubtful whether the prisoner willfully committed a larceny of the coat appropriated and sold by him. The reviewing authority is disposed to give him the benefit of the doubt, and the sentence is therefore mitigated to forfeiture of all pay and allowances now due, and confinement at hard labor under charge of the guard for three months. As modified, the sentence will be duly executed, at the post where the prisoner's company may be serving.

4th. Private *David Roche*, Company "F," 14th Infantry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—"Not Guilty."

And the Court does therefore acquit him.

The proceedings, findings, and acquittal in this case are approved. Private *Roche* will be restored to duty.

5th. Private *George T. Swift*, Company "M," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—" 'Guilty,' except the words 'one curry comb,' 'one horse brush,' 'one hav-

ersack,' 'one canteen.' "

Of the 2d charge—"Guilty."

SENTENCE—"To forfeit all pay and allowances that are or may become due him; to be dishonorably discharged the service, and then to be confined at such penitentiary as the Department Commander may direct for the period of two years."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed. The penitentiary at Fort Madison, Iowa, is designated as the place of confinement for the prisoner, to which place he will be conducted under suitable guard, and turned over to the warden of the penitentiary with a copy of this order.

6th. Private *Michael Carroll*, Company "M," 2d Cavalry.

CHARGE—"Drunkenness, in violation of the 45th Article of War."

PLEA—"Not Guilty."

FINDING—"Not Guilty."

And the Court does therefore acquit him.

The proceedings, findings, and acquittal in this case are approved. Private *Carroll* will be restored to duty.

IV...The General Court Martial convened at Fort D. A. Russell, W. T., pursuant to Paragraph 1, Special Orders No. 148, current series from these Headquarters, and of which Captain *J. W. Mason*, 5th Cavalry, is President, and Captain *Thomas B. Burrowes*, 9th Infantry, Judge Advocate, is hereby dissolved.

V...The General Court Martial convened at Fort Rawlins, W. T., pursuant to Paragraph 5, Special Orders No. 292, current series from these Headquarters, and of which Lieutenant Colonel *Henry A. Morrow*, 13th Infantry, is President, and Captain *Alfred L. Hough*, 13th Infantry, Judge Advocate, is hereby dissolved.

BY COMMAND OF BRIGADIER GENERAL AUGUR:

GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*



**G. C. M.**

**FORT FRED. STEELE.**

- ✓ 1. Private *John Freele*, Company "A," 13th Infantry.
- ✓ 2. Private *George Williams*, Company "A," 13th Infantry.
- ✓ 3. Private *James McGlone*, Company "A," 13th Infantry.
- ✓ 4. Private *John McCarthy*, Company "A," 13th Infantry.
- ✓ 5. Private *Nicholas Richmond*, Company "H," 13th Infantry.
- LH 6. Private *Charles Miller*, Company "A," 2d Cavalry.
- ✓ 7. Sergeant *George Davis*, Company "A," 13th Infantry.
- ✓ 8. Sergeant *Thomas C. McLean*, Company "A," 13th Infantry.
- ✓ 9. Private *Edward McGee*, Company "A," 13th Infantry.
- LH 10. Private *Charles Fisher*, Company "A," 2d Cavalry.
- ✓ 11. Private *Edward Murray*, Company "D," 13th Infantry.
- ✓ 12. Private *Edmond S. Sonders*, Company "A," 13th Infantry.
- ✓ 13. Corporal *Daniel Harney*, Company "A," 13th Infantry.

**HEADQUARTERS DEPARTMENT OF THE PLATTE.**

*Omaha, Nebraska, December 26, 1870.*

GENERAL ORDERS, }  
No 54. }

I...Before a General Court Martial which convened at Fort Fred. Steele, W. T., pursuant to Paragraph 2, Special Orders No. 204, current series from these Headquarters, and of which Lieutenant Colonel *Luther P. Bradley*, 9th Infantry, is President, and Captain *James Jackson*, U. S. Army, Judge Advocate, were arraigned and tried:—

1st. Private *John Freele*, Company "A," 13th Infantry.

CHARGE 1—"Conduct to the prejudice of good order and military discipline."

Specification—In this that he, Private *John Freele*, Company "A," 13th Infantry, having been properly detailed as a member of the guard, did become so much under the influence of intoxicating liquors as to be unable to perform the duties of a soldier. This at Fort Fred. Steele on or about the 25th day of October, 1870.

CHARGE 2—"Drunkenness on duty, in violation of the 45th Article of War."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard at Fort Fred. Steele, W. T., for the term of six months, wearing a ball of twelve pounds weight attached to his left leg by a chain four feet long.

The proceedings, findings, and sentence in this case are approved, but the sentence is modified to read three months instead of "six months." As mitigated the sentence will be duly executed.

2d. Private *George Williams*, Company "A," 13th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this that he, Private *George Williams*, Company "A," 13th Infantry, did, after escaping from the post guard while undergoing sentence, absent himself from his company and post until apprehended at or near Medicine Bow Station, W. T., some weeks subsequent to his escape. This at Fort Fred. Steele, W. T., on or about September 20th, 1870.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To forfeit to the United States ten dollars per month of his monthly pay for six months; and to be confined at hard labor under charge of the guard at the post where his company may be serving, for the same period."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

3d. Private *James McGlone*, Company "A," 13th Infantry.

CHARGE—"Violation of the 46th Article of War."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard at the post where his company may be serving, for the period of twelve months, wearing a ball of twelve pounds weight attached to one of his legs by a chain five feet long; and to forfeit to the United States twelve dollars of his monthly pay for the same period."

The proceedings, findings, and sentence in this case are approved, but the sentence is mitigated to read six months instead of "twelve months." As modified, the sentence will be duly executed.

4th. Private *John McCarthy*, Company "A," 13th Infantry.

CHARGE—"Violation of the 46th Article of War."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard where his company may be serving for six months, wearing a twelve pound ball attached to his left leg by a chain four feet long, and to forfeit to the United States twelve dollars per month of his monthly pay for the same period."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

5th Private *Nicholas Richmond*, Company "H," 13th Infantry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—"Not Guilty."

And the Court does therefore acquit him.

The proceedings, findings, and acquittal in this case are approved. Private *Richmond* will be restored to duty.

6th. Private *Charles Miller*, Company "A," 2d Cavalry.

CHARGE—"Absence without leave."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor under charge of the guard at the post where his company may be serving, for the period of six months; and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

7th. Sergeant *George Davis*, Company "A," 13th Infantry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—Of the 1st specification—"Not Guilty."

Of the 2d specification—"Guilty."

Of the charge—"Guilty."

SENTENCE—"To be reduced to the rank of a private soldier, and to forfeit to the United States ten dollars per month of his monthly pay for three months."

The proceedings, findings, and sentence in this case are approved.

but as it appears from the evidence that the guard-house was in a defective and insecure condition at the date alledged, only so much of the sentence as relates to forfeiture of pay will be executed. The remainder of the sentence is remitted.

8th. Sergeant *Thomas C. McLean*, Company "A," 13th Infantry.

CHARGE 1—"Drunkenness on duty, in violation of the 45th Article of War."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To be reduced to the rank of a private soldier, and to be confined at hard labor in charge of the guard at the post where his company may be serving, for the term of one month."

The proceedings, findings, and sentence in this case are approved; but out of respect for the recommendation of the members of the Court the imprisonment is remitted. The remainder of the sentence will be duly executed.

9th. Private *Edward McGee*, Company "A," 13th Infantry.

CHARGE—"Violation of the 45th Article of War."

PLEA—"Not Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor in charge of the guard at the post where his company may be serving, for the period of six months, wearing a ball of twelve pounds weight attached to his left leg by a chain four feet long."

The proceedings, findings, and sentence in this case are approved, but the period of confinement is reduced to three months. As mitigated the sentence will be duly executed.

10th. Private *Charles Fisher*, Company "A," 2d Cavalry.

CHARGE—"Drunkenness on duty, in violation of the 45th Article of War."

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor in charge of the guard for the period of two months."

The proceedings, findings, and sentence in this case are approved. The Court recommending clemency on the ground of past good

character, the sentence is remitted. It is hoped Private *Fisher* will show by his future sobriety that the clemency now extended to him is not misplaced.

11th. Private *Edward Murray*, Company "D," 13th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this that he, Private *Edward Murray*, Company "D," 13th Infantry, having been duly detailed as a member of the post guard, did become so much under the influence of intoxicating liquor as to be unable to perform his duty.

This at Fort Fred. Steele, W. T., on the 18th day of November, 1870.

PLEA—"Guilty."

FINDING—"Guilty."

SENTENCE—"To be confined at hard labor in charge of the guard at the post where his company may be serving for the period of four months; and to forfeit to the United States twelve dollars per month of his monthly pay for the same time."

The proceedings, findings, and sentence in this case are approved, but the term of imprisonment is reduced to two months. As mitigated, the sentence will be duly executed.

12th. Private *Edmond S. Sonders*, Company "A," 13th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this that he, Private *Edmond S. Sonders*, Company "A," 13th Infantry, was so drunk as to be unfit to be trusted for the performance of any duty, during the three days ending November 16th, 1870, and did, on the night of November 16th, 1870, create a disturbance in his company quarters by pounding on the outside of one of the windows after taps. This at Fort Fred. Steele, W. T., on or about the 16th of November, 1870.

PLEA—"Not Guilty."

FINDING—Of the specification—" 'Guilty,' except the word 'after' and substituting for it the word 'before.' "

Of the charge—"Guilty."

SENTENCE—"To be confined at hard labor in charge of the guard at the post where his company may be serving, for the period of three months, and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

The proceedings, findings, and sentence in this case are approved and confirmed, and the sentence will be duly executed.

13th. Corporal *Daniel Harney*, Company "A," 13th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this that he, Corporal (now private) *Daniel Harney*, Company "A," 13th Infantry, did, while under the influence of intoxicating liquors, visit the quarters of Company "H," 13th Infantry, and while there disturb the quiet and order of said company by interfering with, and endeavoring to prevent Corporal *Dennis Bowe*, Company "H," 13th Infantry, from arresting and confining a private of Company "H," 13th Infantry; he, the said Corporal *Bowe*, being at the time in the lawful execution of his office; by striking the said Corporal *Bowe*, with his closed hand or fist, and knocking him down.

Specification 2—In this that he, Corporal (now private) *Daniel Harney*, Company "A," 13th Infantry, did, while in the quarters of Company "H," 13th Infantry, strike and knock down Corporal *Dennis Bowe*, Company "H," 13th Infantry; and when Sergeant *John A. Fitzgerald*, Company "H," 13th Infantry, endeavored to save Corporal *Bowe* from bodily injury, he, the said Corporal (now private) *Daniel Harney*, did attack and strike with his closed hand or fist, the said Sergeant *John Fitzgerald*, Company "H," 13th Infantry, who was at the time in the lawful execution of his office.

Specification 3—In this that he, Corporal (now private) *Daniel Harney*, Company "A," 13th Infantry, did interfere with, and endeavor to prevent, Corporal *Dennis Bowe*, Company "H," 13th Infantry, from arresting and confining Private *James Hayden*, Company "H," 13th Infantry, he, the said Corporal *Bowe*, being at the time in the lawful execution of his office; and did follow Corporal *Bowe* into the quarters of Company "D," 13th Infantry, where he went to arrest Private *Hayden*, and did strike the said Corporal *Bowe* several times with his closed hand or fist, knocking him down and cutting his face, calling him at the same time "a mean pugnosed son of a b—h."

Specification 4—In this that he, Corporal (now private) *Daniel Harney*, Company "A," 13th Infantry, was drunk and disorderly in the quarters of Company "H," 13th Infantry, and did disturb the



quiet and order of said company by striking with his closed hand or fist Sergeant *John Fitzgerald* and Corporal *Dennis Bove*, Company "H," 13th Infantry. This at Fort Fred. Steele, W. T., on the 14th day of October, 1870.

PLEA—"Not Guilty."

FINDING—Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty."

Of the 3rd specification—"Not Guilty."

Of the 4th specification—"Guilty."

Of the charge—"Guilty."

SENTENCE—"To be confined at hard labor in charge of the guard at the post where his company may be serving for the period of six months, wearing a ball weighing twelve pounds attached to his leg by a chain five feet long; and to forfeit to the United States ten dollars per month of his monthly pay for the same period."

The proceedings, findings, and sentence in this case are approved; but the sentence is modified to read three months instead of six months; and as mitigated will be duly executed.

II...The General Court Martial convened at Fort Fred Steele, W. T., pursuant to Paragraph 2, Special Orders No. 204, current series from these Headquarters, and of which Lieutenant Colonel *Luther P. Bradley*, 9th Infantry, is President, and Captain *James Jackson*, U. S. A., Judge Advocate, is hereby dissolved.

BY COMMAND OF BRIGADIER GENERAL AUGUR:

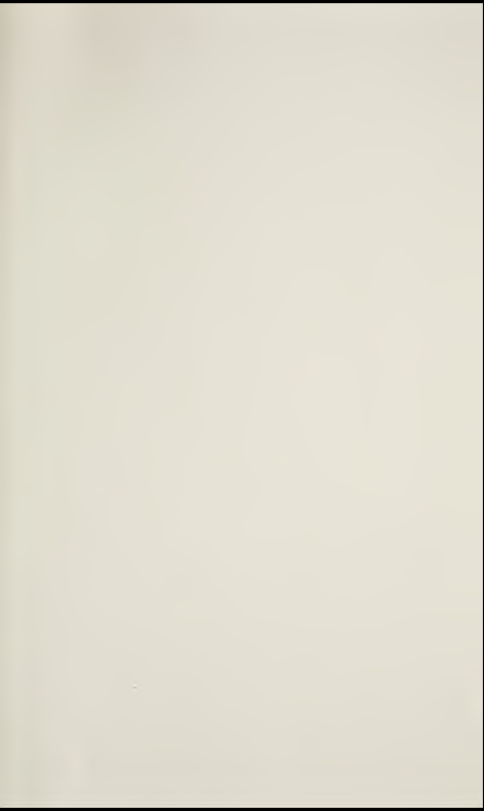
GEO. D. RUGGLES,

*Assistant Adjutant General.*

OFFICIAL:

*Aide-de-Camp.*











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